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MAY 14, 1991-July 30/91

URBAN/MUNICIPAL

AGENDAS/MINUTES OF
THE MEETING OF THE
COUNCIL OF THE CORP.
OF CITY OF HAMILTON

CASON HWAOS
C511
1991

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THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK

CITY HALL
HAMILTON, ONTARIO
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**MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON**

URBAN/MUNICIPAL

**Tuesday, May 14, 1991
7:30 o'clock p.m.
Council Chambers, City Hall**

AGENDA

1. Opening Prayer

Father Joseph Fulop
St. Stephens Hungarian Roman Catholic Church

2. Proclamation

Royal Week, May 13 to May 20, 1991

3. Minutes

April 30, 1991

4. Petitions and Correspondence

5. Reports of the Standing Committees

- (a) Transport and Environment Committee
- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (e) Licensing Committee
- (h) Finance and Administration Committee

6. Notice of Motion from Previous Meeting

Alderman Wm. McCulloch

7. Notices of Motion for Next Meeting

8. First Reading of the Bills

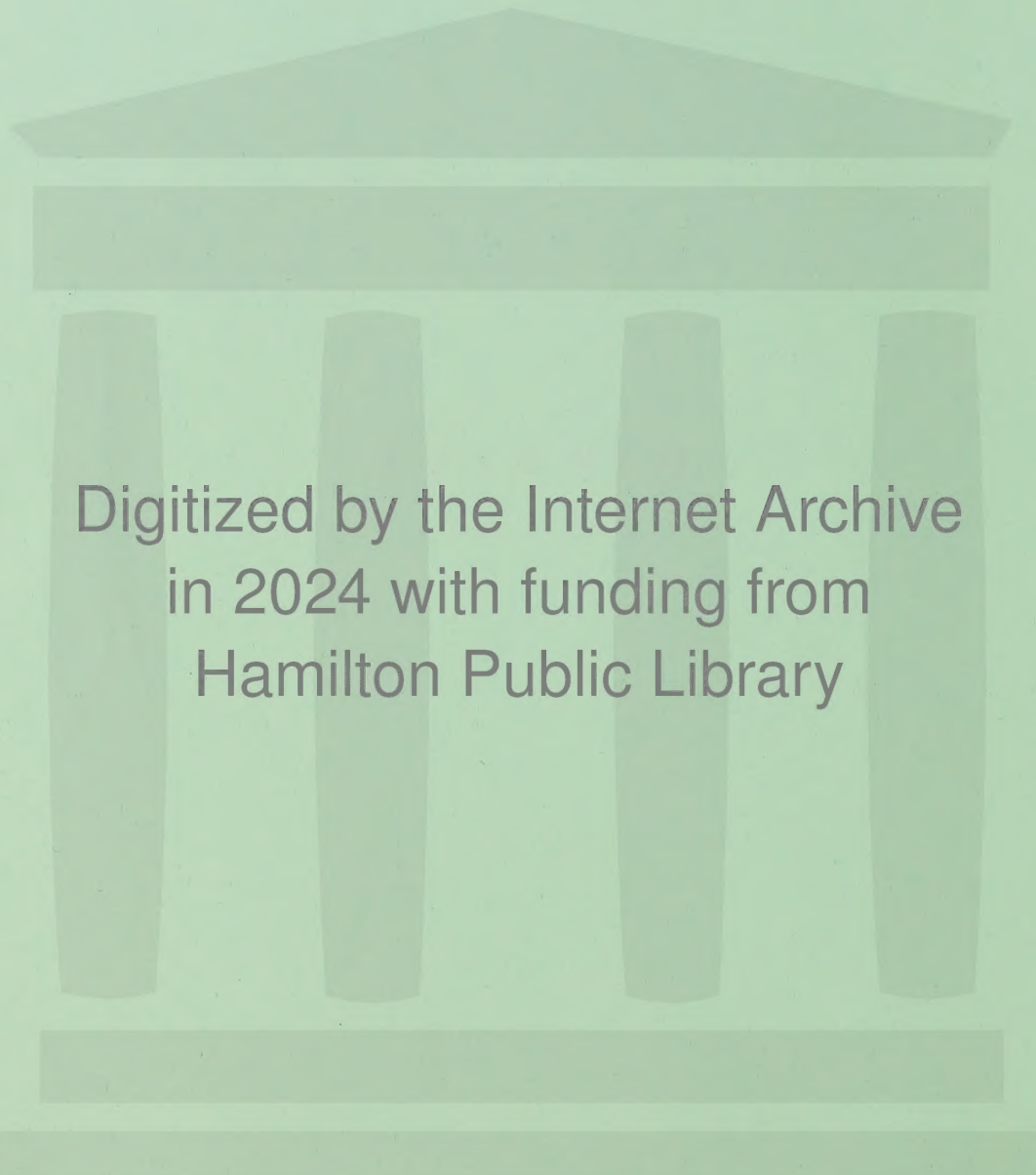
9. Second Reading of the Bills - Committee of the Whole

10. Third Reading of the Bills

11. Question Period

12. Adjournment

M I N U T E S



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April 30, 1991

Hamilton City Council
April 30, 1991
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met.

Present: Mayor R. M. Morrow.

Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher,
Murray, Ross.

Absent: Alderman Cooke - Bereavement

His Worship Mayor Robert M. Morrow called the meeting to order.

* * * * *

Pastor John Graham, Bethel Deaf Tabernacle led the Council in prayer.

* * * * *

Mayor Morrow proclaimed the following:

"Hearing Awareness Month" - May, 1991

"Schizophrenia Awareness Week" - May 4 to 11, 1991

"The Salvation Army Red Shield Month" - May, 1991

"Elizabeth Fry Week" - May 6 to 11, 1991

"Flowers of Hope Week" - May 12 to 18, 1991

"National Forest Week" - May 5 to 11, 1991

* * * * *

The minutes of the meeting held April 9, 1991 were taken as read and approved.

* * * * *

CORRESPONDENCE:

1. Resolution dated April 5, 1991 from the Corporation of the City of Windsor respecting regulations to control whistling at Railway crossings.

Referred to the Transport and Environment Comm.

2. Letter dated April 29, 1991 from the Hamilton and District Labour Council respecting a resolution of the United Steelworkers in Elliot Lake that Ontario Hydro purchase all its uranium ore from Elliot Lake mines. (Resolution replaced by letter of April 11)

Correspondence Referred to Finance and Administration Comm.

It was moved by Alderman Murray and seconded by Alderman Gallagher that this correspondence, be received.

YEAS: Aldermen Agro, Lombardo, Formosi, Merling, Gallagher, Murray. -6.

NAYS: Mayor Morrow, Aldermen Kiss, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Jackson, Ross. -10. **LOST.**

3. Letter dated April 11, 1991 from the Hamilton and District Labour Council respecting a resolution regarding "Open Skies" - Free Trade in Airline Industry.

It was moved by Alderman Murray and seconded by Alderman Gallagher that this correspondence, be received.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

April 30, 1991

4. Application dated April 5, 1991 from 766284 Ontario Limited, Alan Goulding, Oakville, Ontario for a change in zoning from "AA" (Agricultural) District and "G-3" (Public Parking Lots) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District for 141 Highway No. 8., Hamilton, Ontario.

Received.

5. Application dated April 5, 1991 from Dr. J. Mah, Hamilton, Ontario for a change in zoning from "C" (Urban Protected Residential etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified for 674 Upper James Street, Hamilton, Ontario.

Received.

6. Application dated April 5, 1991 from William Zolis, Hamilton, Ontario for a modification to the "M-13" (Prestige Industrial) District for 1175 Stone Church Road East, Hamilton, Ontario.

Received.

7. Application dated April 5, 1991 from Rymal Square, Hamilton, Ontario for a further modification to the "G-4" (Designed Neighbourhood Shopping Area) District for No. 30 Rymal Road East, Hamilton, Ontario.

Received.

8. Application dated April 16, 1991 from John F. Petis, Hamilton, Ontario for a change in zoning from "D" (Urban Protected Residential - One and Two Family Townhouses, etc.) District to "E-3" (High Density Multiple Dwellings) District for 180-188 Wilson Street, Hamilton, Ontario.

Received.

9. Application dated April 17, 1991 from Luciano DiMarcantonio, Hamilton, Ontario for a modification to the "M-14" (Prestige Industrial) District for property at 90 Lancing Drive, Hamilton, Ontario.

Received.

April 30, 1991

10. Application dated April 17, 1991 from Landmart Building Corp., Hamilton, Ontario for a change in zoning from "L-r" (Planned Development - Low Density Residential) District and "Lmr-1" (Planned Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District for the west of Centennial Parkway North between Eastgate Court and Fairington Crescent, Hamilton, Ontario.

Received.

11. Application dated April 17, 1991 from 483466 Ontario Ltd. c/o Jerome Calzonetti, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 845-867 Rymal Road East, Hamilton, Ontario.

Received.

12. Application dated April 17, 1991 from Mary O. Velenosi, Hamilton, Ontario for a change in zoning from "B" (Suburban Agricultural and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District for 82 Christie Street, Hamilton, Ontario.

Received.

13. Application dated April 17, 1991 from Carlo Del Sordo, Hamilton, Ontario for a modification to the "M-14" (Prestige Industrial) District for 135 Nebo Road, Hamilton, Ontario.

Received.

14. Application dated April 24, 1991 from Rudy Kozell, Renmax Realty and Investment Corporation, Hamilton, Ontario for a modification to the "D" (Urban Protected Residential - One and Two Family Townhouses, etc.) District for 77 Graham Street, Hamilton, Ontario.

Received.

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April 30, 1991

It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into Committee of the Whole to consider the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee, with Alderman Jackson in the chair.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0. CARRIED.

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TRANSPORT AND ENVIRONMENT COMMITTEE - SEVENTH REPORT.

Section 15: Re: Banner across Main Street - Parkinson Foundation - Hamilton Chapter

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. - 15.

NAYS: Alderman Copps. -1. CARRIED.

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Section 18 Re: PPM Canada Inc. - PCB destruction for Hamilton Hydro-Electric System at 450 Nebo Road.

Recorded vote on Section 18 (b) and (c)

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Kiss. -1. CARRIED.

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April 30, 1991

Section 19 Re: Sanexen International - PCB destruction for Asea Brown Boveri Inc. at 1600 Burlington Street East.

Recorded vote on Section 19 (b) and (c)

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. - 15.

NAYS: Alderman Kiss. -1.

CARRIED.

* * * * *

Section 20 Re: Hi-Rail rubber crossing material - Cannon/Glendale Avenue - C.P. Rail crossing

It was moved by Alderman Copps and seconded by Alderman Gallagher that section 20 (a) of the Seventh Report of the Transport and Environment Committee be amended by adding the following at the end of subsection (a):

"including the sidewalk area".

CARRIED.

* * * * *

Section 27 Re: School Crossing Guard Programme

It was moved by Alderman Merling and seconded by Alderman Formosi that Item 27 of the Seventh Report of the Transport and Environment Committee be amended by adding the following to Sub-section (e):

"(e) Greenhill Avenue and Country Club Drive
Main Street East and Walter Avenue
West 5th Street and Tyrone Drive
Limeridge Road and Brewster Street
Dundurn Street and Hunt Street";

and further, by adding the following as Sub-Section (f):

"(f) That the Summer Crossing Guard Programme be discontinued."

CARRIED.

April 30, 1991

Recorded vote on Section 27 (a)

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Hinkley, Drury, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -13.

NAYS: Aldermen Kiss, Copps. -2. CARRIED.

Recorded vote on Section 27 (e) and (f) as amended

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Kiss. -1. CARRIED.

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Section 31 Re: Traffic Signal and Intersection Improvements - Albright Road and Mount Albion Road.

Recorded vote on Section 31 (a) (b) and (c)

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0. CARRIED.

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Recorded vote on Section 31 (d)

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -13.

NAYS: Aldermen Kiss, Hinkley, Copps. -3. CARRIED.

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PARKS AND RECREATION COMMITTEE - NINTH REPORT.

Section 1 Re: Hamilton-Wentworth Creative Arts - sell alcoholic beverages - Dundurn Park

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Jackson. -1.

CARRIED.

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Section 2 Re: Hamilton and District Labour Council - sell food and alcoholic beverages Dundurn Park.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Jackson. -1.

CARRIED.

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Section 6 Re: Modification of Zoning - Mohawk Sports Park

It was moved by Alderman Gallagher and seconded by Alderman Lombardo that Subsection (a) Section 6 of the Ninth Report of the Parks and Recreation Committee be amended by adding the word "NOT" following the word "Committee" in the first line.

CARRIED.

It was moved by Alderman Gallagher and seconded by Alderman Lombardo that Section 6 of the Ninth Report of the Parks and Recreation Committee be amended by deleting the word "NOT" in the first line of subsection (a)

CARRIED.

It was moved by Alderman Gallagher and seconded by Alderman Lombardo that Section 6 of the Ninth Report of the Parks and Recreation Committee, as amended be referred back.

CARRIED.

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PARKS AND RECREATION COMMITTEE - TENTH REPORT.

Section 1 Re: AstroTurf Industries - Turf, Ivor Wynne Stadium

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Copps. -1.

CARRIED.

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PLANNING AND DEVELOPMENT COMMITTEE - SEVENTH REPORT.

It was moved by Alderman Ross and seconded by Alderman Lombardo that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a request to the Minister of Housing for additional grant funding for a Sons of Italy non-profit housing project. **CARRIED.**

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It was moved by Alderman Ross and seconded by Alderman Lombardo that the following be added as Section 12 of the Seventh Report for 1991 of the Planning and Development Committee:

"That the Mayor write to the Minister of Housing requesting that they provide additional funds for the non-profit housing project presently being constructed by the Sons of Italy on Limeridge Road West in order to afford a brick facade, rather than a block facade, to be placed on the building conducive to the existing streetscape". **CARRIED.**

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April 30, 1991

INFORMATION SYSTEMS COMMITTEE - SECOND REPORT

Section 1 Re: Purchase Order - Air Cell Communications - Telephone Trunk Line Service

Alderman Wilson declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Wilson is an employee of Bell Canada and this purchase order will replace current services from Bell Canada.

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LICENSING COMMITTEE - THIRD REPORT

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FINANCE & ADMINISTRATION COMMITTEE - NINTH REPORT.

Section 5 Re: 1991 Levy By-laws for Business Improvement Areas

Alderman Ross declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Ross's wife owns and operates a store in the Ottawa Street B.I.A.

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Section 19 Re: 1991 Mill Rates for the City of Hamilton, the Region and School Boards.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Formosi is an employee of the Board of Education for the City of Hamilton.

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Section 20 Re: Leasing of Lot for Municipal Parking - Ottawa Street North

Alderman Ross declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Ross's wife owns and operates a store on Ottawa Street.

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Section 26 Re: Development Charges - Canadian Reformed Society For A Home For
The Aged Inc. - 337 Stone Church Road East

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Copps, Wilson,
Lombardo, Formosi, Jackson, Murray, Ross. -12.

NAYS: Aldermen Merling, Gallagher. -2.

CARRIED.

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Section 29 Re: Resolution opposing the removal of Oath to the Queen from the Police
Act

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray,
Ross. -16.

NAYS: 0.

CARRIED.

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Section 33 Re: Denial of claim for electrical damage caused by tree limb - Mrs. Mary
Richard, 48 Chatham Street

YEAS: Aldermen Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Lombardo,
Formosi, Jackson, Merling, Gallagher, Murray, Ross. -13.

NAYS: Mayor Morrow, Alderman Kiss -2.

CARRIED.

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Section 35 Re: Introduction of Bills:

Bill H-19: A By-law to Fix the Total Rates of Taxation for Municipal, regional and
School Purposes for the Year 1991.

Bill H-22: A By-law to Fix the Rates of Taxation for School Purposes for the Year 1991.

Alderman Formosi declared personal interest in, took no part in the debate and refrained
from voting on Bill H-19 and H-22. Alderman Formosi is an employee of the Board of
Education for the City of Hamilton.

April 30, 1991

Bill H-23: A By-law to Levy an Annual Tax on Telephone Companies Doing Business in Ontario Respecting The Bell Telephone Company of Canada.

Alderman Wilson declared personal interest in, took no part in the debate and refrained from voting on Bill H-23. Alderman Wilson is an employee of the Bell Telephone Company of Canada.

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It was moved by Alderman Kiss and seconded by Alderman Agro that Alderman Lombardo be appointed Acting Mayor for the month of May, 1991. CARRIED.

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It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, the Finance and Administration Committee, and resolutions, be adopted.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0. CARRIED.

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ALDERMAN MCCULLOCH - NOTICE OF MOTION

Alderman McCulloch gave notice that he would move the following motion at the next regular meeting of City Council:

That Council review those grant requests which, because of the current procedure have not been allowed the same opportunity to have their funding request considered by either the Finance and Administration Committee or City Council prior to other grant requests being approved, thereby making their request for funds impossible due to the depletion of funding for grants;

AND THAT these outstanding grant requests be considered by the Finance and Administration Committee strictly on the basis of the merits of the applications and not on the basis of available funding;

AND FURTHER THAT recommendations respecting these outstanding grant requests be forwarded to City Council for its consideration and that City Council address the matter of additional funding, if required at that time.

* * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills be now read a first time:

A-29, A-30, A-31.

C-27, C-28, C-29, C-30, C-31, C-32, C-33.

H-12, H-13, H-14, H-15, H-16, H-17, H-18, H-19, H-20, H-21, H-22, H-23, H-24, H-25, H-26.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on Bill H-19 and H-22. Alderman Formosi is an employee of the Board of Education for the City of Hamilton.

Alderman Wilson declared personal interest in, took no part in the debate and refrained from voting on Bill H-23. Alderman Wilson is an employee of the Bell Telephone Company of Canada.

April 30, 1991

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0. CARRIED.

* * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that Council move into Committee of the Whole to consider the following Bills, with Alderman Jackson in the chair. (second reading)

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0. CARRIED.

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Consideration of the Bills (second reading).

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It was moved by Alderman Kiss and seconded by Alderman Agro that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-29, A-30, A-31.

C-27, C-28, C-29, C-30, C-31, C-32, C-33.

H-12, H-13, H-14, H-15, H-16, H-17, H-18, H-19, H-20, H-21, H-22, H-23, H-24, H-25, H-26.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on Bill H-19 and H-22. Alderman Formosi is an employee of the Board of Education for the City of Hamilton.

Alderman Wilson declared personal interest in, took no part in the debate and refrained from voting on Bill H-23. Alderman Wilson is an employee of the Bell Telephone Company of Canada.

April 30, 1991

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0.

CARRIED.

* * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-29, A-30, A-31.

C-27, C-28, C-29, C-30, C-31, C-32, C-33.

H-12, H-13, H-14, H-15, H-16, H-17, H-18, H-19, H-20, H-21, H-22, H-23, H-24, H-25, H-26.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on Bill H-19 and H-22. Alderman Formosi is an employee of the Board of Education for the City of Hamilton.

Alderman Wilson declared personal interest in, took no part in the debate and refrained from voting on Bill H-23. Alderman Wilson is an employee of the Bell Telephone Company of Canada.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0.

CARRIED.

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City Council then adjourned at 10:00 o'clock p.m.

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CORRESPONDENCE

1. Letter dated April 18, 1991 from the Town of Richmond Hill respecting a resolution requesting the Government of Ontario to begin a full review of the municipal and regional government structure in the province.

Recommendation: Be Referred to the Finance and Administration Committee.

2. Letter dated April 29, 1991 from the City of North York respecting a resolution regarding changes to the Provincial Welfare Act.

Recommendation: Be Referred to the Finance and Administration Comm.

3. Letter dated April 17, 1991 from Local 1005 - Community Homes Inc. respecting a resolution regarding affordable rental housing.

Recommendation: Be Referred to the Finance and Administration Comm.

4. Letter dated May 3, 1991 from K. E. Avery, City Clerk respecting objections to By-law 91-46 regarding property at 19 Aikman Avenue, Hamilton, Ontario.

Recommendation: Be Received.

5. Application dated April 26, 1991 from Antonio Aceti and Sestina Aceti, 193 Stone Church Road West, for a change in zoning from "B" (Suburban, Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District for 193 Stone Church Road West, Hamilton, Ontario.

Recommendation: Be Received.

6. Application dated April May 7, 1991 from Hamilton Horseshoe Pitching Club Inc., 170 Brockley Drive for a modification to the "KK" (Restricted Heavy Industry) District for 170 Brockley Drive, Hamilton, Ontario.

Recommendation: Be Received.

7. Application dated April 26, 1991 from Shirley T. Young, 234 MacNab Street South, for a modification to the "DE-3" (Multiple Dwellings) District regulatins for property at No. 234 MacNab Street South, Hamilton, Ontario.

Recommendation: Be Received.

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **EIGHTH** Report for 1991 and respectfully recommends:

1. That the appropriate by-law to alter Glencarry Avenue by narrowing to one lane, from King Street East to a point approximately 28.6 m northerly be enacted by City Council.
2. That the application by Mr. Frank J. Galvin to lease a portion of the City boulevard of Chatham Street adjacent to the commercial property at No. 218 Locke Street South be approved, provided:
 - (a) That the vehicles using the boulevard as parking space are less than 17 ft. in length;
 - (b) That the Traffic Department approves the designated vehicles which are to use the parking spaces; and
 - (c) That the owner of the property post signs for each space stating that the space is reserved for a specific licence plate numbered vehicle only.
3. That the appropriate By-law to expropriate a vacant lot, which is municipally known as 837 West 5th Street in the Kernighan Neighbourhood in the City of Hamilton, for roadway and municipal purposes, be enacted.
4. That an Offer to Purchase Agreement executed by Milorad and Dusica Kobilski on March 22, 1991 and scheduled to close sixty (6) days after the enactment of a By-law to sell the closed portion of the East/West Alley, first south of Concession from East 38th Street to North/South Alley, be approved and completed. The purchase price of One Dollar (\$1.) is to be credited to Account No. CH5X303 00102 (Reserve for Property Purchases). Subject parcel is shown as Part 4 on Plan 62R-11097 and comprises a total area of 18.58 square metres (200 square feet) more or less.

5. (a) That Item 2 of the **THIRTEENTH** Report of the Transport and Environment Committee, approved by City Council on September 29, 1987, be rescinded in its' entirety and the City Solicitor be directed to take the necessary action to refund the deposit made by the abutting owners.
- (b) That Offers to Purchase portions of the alleyway located south of Main Street between Balmoral Avenue and Grosvenor Avenue South to the abutting owners, be approved and completed as follows:

<u>Part on Plan</u> <u>62R-10227</u>		<u>Area</u>	<u>Purchaser</u>	
i.	Part 5	1.52 m x 12.19 m 5 ft. x 40 ft. 18.58 square metres 200 square feet	Diego Sebastianutti Mary Sebastianutti	\$1.
ii.	Part 2	1.52 m x 36.57 m 5 ft. x 120 ft. 55.74 square metres 600 square feet	George Badura	\$1.
iii.	Part 3	1.52 m x 36.57 m 5 ft. x 120 ft. 55.74 square metres 600 square feet	Morris Felicetti Roxanne Felicetti	\$1.
iv.	Part 6	1.52 m x 12.19 m 5 ft. x 40 ft. 18.58 square metres 200 square feet	Michael Wyslobicky Jessie Wyslobicky	\$1.
v.	Part 8 and 9	1.52 m x 48.76 m 5 ft. x 160 ft. 74.32 square metres 800 square feet	482115 Ontario Limited President - Guido Tomassetti	\$1.

It is understood and agreed that Parts 3, 6 and 9 on Plan 62R-10227 are subject to an easement in favour of Bell Canada for maintenance of their underground plant.

All of the above transactions are scheduled for closing sixty (60) days after the enactment of a by-law to sell the closed alleyway between Balmoral Avenue and Grosvenor Avenue South, 1st South of Main Street East. The purchase price of \$1. is to be credited to Account No. CH4X501 00102 (Sale of Land - Property Purchases).

6. That the present policy to facilitate enforcement of violations of the Streets By-law No. 86-77 regarding visibility obstructions caused by plant materials adopted by the Council of the Corporation of the City of Hamilton on 10th day of May 1988 as Item 4 of the **EIGHTH** Report of the Transport and Environment Committee be rescinded in its entirety and replaced with the following:

- i. Enforcement of the by-law will be by the Director of Public Works and will be exercised in the following manner:

The Public Works Department shall trim any vegetation on the boulevard in the following situations:

- At the intersection of two public highways where, in the opinion of the Director of Traffic Services, a visibility obstruction affects the safety of the general public; and
- At non intersection locations, upon complaint of the abutting resident/owner who is immediately affected by the obstruction, or where in the opinion of the Director of Traffic Services it is deemed a visibility obstruction or safety hazard.

- ii. The Public Works Department shall serve on the offending property owner:

- A notice of violation which shall consist of a written field violation notice giving the property owner two weeks to reduce the plant material to the proper size. This notice should either be given directly to the property owner or placed in the mailbox.
- At the end of the two week period, the Department of Public Works will re-inspect the site. If the property owner has not complied with the notice, a follow-up registered letter from the Director of Public Works will be sent to the property owner advising them to comply within one week of receiving the registered letter.

At the end of one week, the Department of Public Works will re-inspect the site and take whatever action is necessary to comply with the by-law, and charge any costs to the owners of the property.

7. (a) That the Transport and Environment Committee recommend to City Council that the construction of an independent concrete sidewalk at the following locations be proceeded with as a Local Improvement pursuant to Section 12 of the Local Improvement Act, at an estimated gross costs of \$175,910., as provided for in the 1991 portion of the 1991-1995 Capital Budget with a City share of \$87,574., and a maximum Property Owner's share of \$88,336.:
 - i. Upper Ottawa Street, west side, from Rymal Road to the north limit of 1598 Upper Ottawa Street and from the south limit of 1562 Upper Ottawa Street to the north limit of 1554 Upper Ottawa Street;
 - ii. Upper Ottawa Street, west side, from the south limit of 1538 Upper Ottawa Street to 57 metres south of Silverton Avenue and from Silverton Avenue to the north limit of 1446 Upper Ottawa Street;
 - iii. Upper Ottawa Street, east side, from Rymal Road to Unsworth Drive; and
 - iv. Upper Ottawa Street, east side, from Stone Church Road East to 200 metres southerly.
 - (b) That the Finance and Administration Committee be requested to recommend a source of funds for this Capital Project;
 - (c) That the Commissioner of Transportation/Environmental Services be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received; and
 - (d) That the City Clerk and City Treasurer be directed to give the necessary notice of the Council's intention to undertake these works.
8. (a) That the authorization granted by City Council on February 04, 1991 in adopting Item 7 (a) of the **THIRD** Report of the Transport and Environment Committee be rescinded.

(b) That the revised application of Mr. M. Temperly, agent for the Hess Village Merchant Association, to temporarily close:

i. Hess Street South from Main Street to King Street on:

- Friday, July 19, 1991 from 6:00 p.m. to 11:00 p.m.
- Saturday, July 20, 1991 from 6:00 p.m. to 11:00 p.m.
- Sunday, July 21, 1991 from 2:00 p.m. to 11:00 p.m.

ii. Hess Street South from George Street to King Street:

from 8:00 a.m. Friday, July 19, 1991 to 11:00 p.m. Sunday, July 21, 1991

to permit the Hess Village Merchant Association (24 Hess Street South, Hamilton) to hold a Jazz Festival;

be approved during the pleasure of City Council provided:

- (c) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control will be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
- (d) That advance temporary road closure signs be installed one week in advance by the City of Hamilton, Traffic Department, on the affected roadways, and at the expense of the organizing group;
- (e) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
- (f) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City as an added insured party with a provision for cross liability, and holds the City harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses and loss;
- (g) That the applicant reimburse the Regional Police; Department of Engineering; City of Hamilton, Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;

- (h) That no property owner or resident within the barricaded area will be denied access to their property upon request;
 - (i) That all property owners and tenants along the closed portion of the route be notified of the festival by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
9. (a) That the owner of the proposed development on the west side of Locke Street between Main Street West and King Street West, 829097 Ontario Limited (Ted Bruin, President), be permitted to upgrade the City assumed alley between the first east-west alley north of Main Street West (running easterly from Margaret Street) and the first east-west alley south of King Street West (running easterly from Margaret Street) with all costs and liability at the developers expense; and
- (b) That the obligation of the owner to improve the widened alley at his expense be included in the conditions of site plan approval, be incorporated into the site plan agreement and be registered on title.
- (c) That a By-law be introduce and approved to widen the existing north-south alley between the first east-west alley north of Main Street West and the first east-west alley south of King Street West from 3.66 metres to 9.14 metres to incorporate existing City lands into road allowance; and
- (d) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.
10. (a) That the following City lands be incorporated into the various streets:
- | | |
|----------------------|---|
| Mount Pleasant Drive | Part 1, Plan 62R-10413
(excepting southerly 81.0m thereof) |
| Rutledge Court | Block 43, Plan 62M-624 |
- (b) That the appropriate By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.

11.
 - (a) That the residential boulevard parking agreements not require the hard surfacing of parking areas within 30 days of the construction of the driveway approach; and
 - (b) That the hard surfacing of residential boulevard parking areas be enforced by Parking Control staff, as is presently the case, by not permitting parking in these areas until the area has been hard surfaced; and
 - (c) That landscaping requirements for residential boulevard parking areas not be included as part of the agreement; and
 - (d) That there not be a restriction on residential boulevard parking when the driveway approach may result in a net loss of on-street parking; and
 - (e) That the rules applicable to residential boulevard parking on City streets be applicable to Regional Roads as well.
12. That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to Mr. Bob Fyfe, 90-501 Duke Street.
13. That the City Traffic By-law 89-72 be amended to provide the following:
 - (a)
 - i. That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the north side of San Pedro Drive between Scenic Drive and San Paulo Drive; and
 - ii. That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the south side of San Pedro Drive between Scenic Drive and Miller Avenue; and
 - (b) That a "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of Queensdale Avenue East between Rendell Boulevard and Upper Ottawa Street; and
 - (c) That a "One Hour Parking Time Limit, 8:00 a.m. to 9:00 p.m., Monday to Saturday" regulation be implemented on the north side of Carling Street commencing at Paradise Road South and extending to a point 88 feet easterly therefrom; and

- (d) That a "No Parking" regulation be implemented on the north side of Macauley Street West, commencing at a point 228 feet west of MacNab Street North and extending to a point 27 feet westerly therefrom; and
 - (e) That parking be prohibited on the west side of Balsam Avenue between King Street East and Cannon Street East; and
 - (f)
 - i. That a "No Stopping" regulation be implemented on the north side of San Pedro Drive commencing at Scenic Drive and extending to a point 92 feet westerly therefrom; and
 - ii. That a "No Stopping" regulation be implemented on the south side of San Pedro Drive commencing at Scenic Drive and extending to a point 80 feet westerly therefrom; and
 - (g)
 - i. That the existing "No Stopping" traffic signal clearance on the east side of Rosedale Avenue between King Street and a point 134 feet southerly be extended, such that the prohibition commences at King Street and extends to a point 253 feet southerly therefrom; and
 - ii. That an entry be placed in the City Traffic By-law for the existing "No Stopping" traffic signal clearance on the west side of Rosedale Avenue between King Street and a point 233 feet southerly therefrom; and
 - (h) That the existing "No Stopping Anytime" regulations on both sides of Tragina Avenue North at the pedestrian entrance/exit to Andrew Warburton Memorial Park be retained on a full-time basis.
14. (a) That the Chairman or his designate be authorized to attend the Haztech Canada Conference to take place on May 14 and 15 in Toronto.
- (b) That costs for attendance be allocated to Aldermen's Travel Account No. CH55201-10010 from the 1991 Operating Budget.
15. That leave be granted to introduce the following Bills:
- (a) **Bill A-32** By-law to Incorporate Block 43, Plan 62M-624 into Rutledge Court

- (b) **Bill A-33** By-law to Incorporate Part 1, Plan 62R-10413 into Mount Pleasant Drive
- (c) **Bill A-34** By-law to Alter Glencarry Avenue by narrowing to one lane, from King Street East to a point approximately 28.6 m northerly
- (d) **Bill A-35** By-law to Expropriate Lands for Roadway and Municipal purposes pursuant to Section 193 of the Municipal Act
- (e) **Bill A-36** By-law to Establish and Lay Out an Alley in the Block Bounded by Margaret, King, Locke and Main Streets
- (f) **Bill A-37** By-law to Amend By-law No. 89-72 to Regulate Traffic
- (g) **Bill A-38** By-law to Amend By-law No. 89-72 to Regulate Traffic.

RESPECTFULLY SUBMITTED,

Tina Agnello
Secretary

**ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE**

May 06, 1991

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **ELEVENTH** Report for 1991 and respectfully recommends:

1. (a) That a purchase order be issued to Comstock Canada, Burlington, in the amount of \$95,310.25 including all applicable taxes, to provide pool renovations at Central Memorial Recreation Centre, being the lowest of three quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation and this expenditure be financed from Central Memorial Pool Filtration Account No. CF5255 319151002.
- (b) That a contingency allowance in the amount of \$5,000.00 be approved.
- (c) That a contract be entered into satisfactory to the City Solicitor.
2. That approval be given of the action taken by the Director of Culture and Recreation, to allow the Hostess Frito-Lay Company to sell beer and alcoholic beverages on the occasion of their Slo-Pitch Tournament to be held at Globe Park on Saturday, 1991 July 6, subject to the following terms and conditions:
 - (i) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
 - (ii) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
 - (iii) That the applicant assume responsibility for all labour related costs as a result of this event.
 - (iv) That the concessionaire be contacted to make the necessary arrangements for the provision of food.

3. That the Cari-Can Festival organizers be granted permission to sell food and alcoholic beverages on the occasion of the Cari-Can Festival, 1991 August 16 to August 18 in Dundurn Park pavilion, subject to the following terms and conditions:
 - (i) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance of the event and naming the City as co-insured.
 - (ii) That the applicant assume responsibility for all labour related charges associated with the event (set-up, dismantling, clean-up, etc.).
 - (iii) That alcoholic beverages be served in the confined area of the pavilion.
 - (iv) That the applicant adhere to all regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.
 - (v) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
4. That the Director of Culture and Recreation be authorized to invite a representative from the Children's International Games to attend the Ontario Disabled Games in Hamilton 1991 July 4 to July 7.

NOTE: The total estimated cost of \$2,000.00 for transportation and accommodation for the Soviet Representative will be shared between the Children's International Games and the Department of Culture and Recreation.

5.
 - (a) That the Downtown Hamilton Business Improvement Area's "Schedule of Proposed Activities in Gore Park for 1991" attached hereto as Appendix "A", be approved, with the exception of those events scheduled for Friday evenings.
 - (b) That the Director of Culture and Recreation prepare a report for review by the Parks and Recreation Committee outlining scheduled events in Gore Park which may conflict with the Downtown Hamilton B.I.A.'s 1991 Friday evening's schedule.

6. (a) That the following be granted to "The Amstel Lights" Mixed Slo-Pitch Team, in conjunction with their Slo-Pitch Tournament to be scheduled for 1991 July 12 to July 14:
 - (i) To sell food and beer at the Eastwood Arena in conjunction with its use as headquarters.
 - (ii) To sell food and beer in a confined area outside of the Eastwood Arena at a location satisfactory to City Staff.
 - (b) That the above approvals be subject to the following terms and conditions:
 - (i) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury naming the City as co-insured, be provided.
 - (ii) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of Special Occasion Permits.
 - (iii) That the applicant assume responsibility for all labour related costs as result of this event.
 - (iv) That special duty officers deemed necessary by the Hamilton-Wentworth Regional Policy be provided at the applicant's expense.
 - (c) (i) That the fees for rental of the Arena (\$1,449.32) be waived for the duration of the tournament.
 - (ii) That the Amstel Lights Slo-Pitch Team be required to pay the staff costs (\$127.86), the floor surface cleaning (\$350.00), and any costs for labour related activities over and above that which is normally undertaken inside and outside the Arena.
-
7. (a) That the Admission Policies for the five City of Hamilton Museums attached hereto as Appendix "B", be approved.
 - (b) That the Museum Rental Policy established in 1984 become null and void.

8. (a) That the Planning and Development Committee be requested to initiate the modification of zoning at the Mohawk Sports Park and the Bernie Arbour Stadium to allow the Hamilton Redbirds to obtain a Stadium Licence to sell beer at the Bernie Arbour Stadium during their home games.
- (b) That \$5 million liquor licence liability insurance, with the City as a named insured, be provided by the Hamilton Redbirds.
9. That approval be granted to the Hamilton International Air Show to perform a parachute jump into Gage Park on 1991 June 8 as a promotional lead into aviation week, subject to proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury naming the City as co-insured, be provided.

Respectfully Submitted,

**ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE**

K. Christenson, Secretary

1991 May 7

DOWN TOWN **PROMENADE**

Downtown Hamilton Business Imj
P.O. Box 1023, Station A, Hamilton

Appendix "A" as referred
to in Section 5 (a) of the
ELEVENTH Report of the
Parks and Recreation
Committee

TO THE PARKS AND RECREATION COMMITTEE

April 12, 1991

From the Downtown Hamilton Business Improvement Area

SCHEDULE OF PROPOSED ACTIVITIES IN GORE PARK FOR 1991

DATE	ACTIVITY & PARTNERS	LOCATION	DESCRIPTION
May 11	4TH ANNUAL TRAY RACE -with the Region-Tourism -Culture & Rec. -Chamber of Commerce -CKOC/K103	Gore Park	Kickoff event for Hospitality & Tourism Week -public press conference at 11:30 a.m. -Tray Race teams compete for prizes 12-2 p.m. -Aviation Week Glider-45' wing span-attended to by pilot, in Gore Park-all day
June 10-15	DUTCH FAIR -Holland Festival Committee -Culture & Rec.	Gore Park	-authentic Dutch entertainment, crafts and snacks available every day from 11-3p.m. on south side of King Street from Hughson to James -Gore Park dressed up with tulips, etc...
June 30/ July 1	CANADA DAY/MULTI-CULTURAL EXTRAV. -Culture & Rec -Multicultural Centre & Dutch Community -820 CHAM -Flag Waving Committee	Gore Park front of Royal Conn.	-Multi-Cultural crafts, entertainment leading up to July 1, then Country Music Jamboree in Park -tie in to Flag Waving Committee event -kickoff to "Music/Arts in City" series
July 1- Sept. 14	"MUSIC/ARTS IN THE CITY" -Culture & Rec -Spectator -CKOC/K103 -820 CHAM -Jackson Square - Art Gallery -Boris Brott *three venues-main stage	Gore Park	-Free open-air concerts with local musicians all summer-Thurs & Fri. lunchtime and some evenings -varied themes -saturday arts component -Highlights - JULY 27-29 - AQUAFEST beach party send off from Gore Park to Waterfront -AUGUST 2 - "MIDSUMMER MADNESS" - "Mendelssohn & Shakespeare" with Boris Brott -SEPT. 10-14 - COUNTRY MUSIC WEEK '91 & NATIONAL AWARDS SHOW ON CTV- high profile country entertainers in park
Oct. 26	PUMPKIN PATCH -Culture & Rec. -CKOC/K103	Gore Park	-one day street closure -children's attractions and shows -pumpkins for one dollar -Gore Park decorated as Country Fair

Schedule Continued ..

DATE	ACTIVITY & PARTNERS	LOCATION	DESCRIPTION
Dec 12-14	CHRISTMAS IN	Gore Park	-every Thurs, Fri, evening and Saturday afternoon, concerts in the park with a mix of school, ethnic and professional choirs -Gore Park-lights, tree, booths and decorations
Dec 19-21	CITY CENTRE		
	-Cult. & Rec - Parks -Multicultural Centre		
Dec 31	HAMILTON'S OFFICIAL ' NEW YEAR'S GALA	Gore Park	-opening ceremony and greetings from Mayor -3 concert segments hosted by 3 radio stations -prizes, giveaways, hot refreshment, etc_ -Countdown with Mayor and Matt Hayes live on CHCH TV
	-Cult. & Rec. -CHCH TV		
	-CKOC/K103 -820 CHAM		

HAMILTON MUSEUM OF STEAM AND TECHNOLOGY

Existing Policy

Amendments

3.0 INDIVIDUAL VISITORS

3.1 General Conditions

3.1.4 The Museum does permit the use of hand held, available light photographic and/or video equipment except where its use endangers either the collection or visitors. Other equipment may be used through prior arrangement with the Curator.

3.1.4 The Museum does permit the non-commercial use of hand held, available light photographic and/or video equipment except where its use endangers either the collection or visitors. Other equipment may be used through prior arrangement with the Curator.

Add:

3.1.5 Commercial photography is not permitted except at the Curator's discretion for museum promotion purposes where it supports the purpose of the programme of the museum.

3.1.6 Any visitors entering the museum galleries/restored setting must participate in a museum activity.

3.1.7 All activities must occur in designated areas and must be a part of a museum function.

HAMILTON MUSEUM OF STE AND TECHNOLOGY (CONT.)

Group Visitors

4.1 General Conditions

4.15 The Museum does permit the use of hand held, available light photographic and/or video equipment except where its use endangers either the collection of visitors or by prior arrangement.

4.15 The Museum does permit the non-commercial use of hand held camera available light photographic and/or video equipment except where its use endangers either the collection or visitors or by prior arrangement.

Add:

4.1.6 Commercial photography is not permitted except at the Curator's discretion for museum promotion purposes where it supports the purpose of the programme of the museum.

4.1.7 Any visitors entering the museum galleries/restored settings must participate in a museum activity.

4.1.8 All activities must occur in designated areas and must be a part of a museum function.

4.3 GENERAL ADMISSION FEE

4.3.3 Add

There are no minimum required numbers for a booking, but a minimum fee equivalent to 10 individuals will be charged.

DUNDURN CASTLE

INDIVIDUAL VISITORS

General Conditions

- | | |
|--|--|
| 7. Photography using hand held cameras and regular museum lighting is permitted. Tripods and flashes are not to be used without prior arrangements with the Curator. | 7. <u>Non-commercial</u> photography using hand held cameras and regular museum lighting is permitted. Tripods and flashes are not to be used without prior arrangements with the Curator. |
| | 8. <u>Commercial photography is not permitted except at the Curator's discretion for museum promotion purposes where it supports the purpose of the programme of the museum.</u> |
| | 9. <u>Any visitors entering the museum galleries/restored settings must participate in a museum activity.</u> |
| | 10. <u>All activities must occur in designated areas and must be a part of a museum function.</u> |

GROUP VISITORS

General Conditions

Items 3 through 10 from Individual - General Conditions will apply to groups as well

General Admission Fee

- | | |
|------|--|
| 1. | The same conditions as outlined in Items 1-10 for individual visitors apply to group visitors (numbered 4-13 in new policy). |
| Add: | |
| 3. | <u>There are no minimum required numbers for a booking, but a minimum fee equivalent to 10 individuals will be charged.</u> |

THE HAMILTON MILITARY MUSEUM

INDIVIDUAL VISITORS

General Conditions

- | | |
|-------------------------------------|--|
| 7. Hand held cameras are permitted. | 7. <u>Non-commercial photography using hand cameras is permitted.</u> |
| | 8. <u>Commercial photography is not permitted except at the Curator's discretion for museum promotion purposes where it supports the purpose of the programme of the museum.</u> |
| | 9. <u>Any visitors entering the museum galleries/restored settings must participate in a museum activity.</u> |
| | 10. <u>All activities must occur in designated areas and must be a part of a museum function.</u> |

GROUP VISITORS

General Conditions

5. Items 3-10 as outlined under General Conditions for individuals are applicable to groups as well (numbered 5-12 in new policy).

Tours and Educational Programmes

- | | |
|---|---|
| 6. There are no minimum required numbers for a booking, though those under 10 individuals may be discouraged unless it is in the participants' best interests. The maximum number for the educational programmes is one class or 35 people. The maximum number for a tour is at the discretion of the staff at the time of booking. | 6. There are no minimum required numbers for a booking, <u>but a minimum fee equivalent to 10 individuals will be charged.</u> The maximum number for the educational programmes is one class or 35 people. The maximum number for a tour is at the discretion of the staff at the time of booking. |
|---|---|

WHITEHERN

INDIVIDUAL VISITORS

General Conditions

7. Photography using hand held cameras and regular museum lighting is permitted. Tripods and flashes are not to be used without prior arrangements being made with the Curator.

7. Non-Commercial photography using hand held cameras and regular museum lighting is permitted. Tripods and flashes are not to be used without prior arrangements being made with the Curator.

Add:

8. Commercial photography is not permitted except at the Curator's discretion for museum promotion purposes where it supports the purpose of the programme of the museum.
9. Any visitors entering the Museum galleries/restored settings must participate in a museum activity.
10. All activities must occur in designated areas and must be a part of a museum function.

SCHEDULE 'B'

The following amendments are a result of previously approved changes to rates and public hours.

THE HAMILTON MUSEUM OF STEAM AND TECHNOLOGY

2.0 VISITOR HOURS

- 2.2 The Museum is open from 10:00 to 4:00 from June 1 to labour Day. During the remainder of the year, the Museum is open 12:00 noon to 4:00.

3.0 INDIVIDUAL VISITORS

3.3 General Admission Fee

- 3.3.1 A ticket to the Museum may be obtained directly from the Museum, during normal visitor hours, subject to the following provisions and prices:

3.3.1.1	Adult	- \$1.87
	Seniors	- \$1.40 + applicable taxes
	Students	- \$1.40
	Children	- \$1.17
	Children under 5 years of age are admitted free	

4.0 GROUP VISITORS

4.3 General Admission Fee

- 4.3.2 Groups of 25 or more (excluding any individuals within the group who qualify for free admission as outlined below) may take advantage of special discount rates as follows:

4.3.2.1	Adult	- \$1.68
	Senior	- \$1.26 + applicable
	Student	- \$1.26 taxes
	Children	- \$1.10 (tax exempt)

DUNDURN CASTLE

NORMAL VISITOR HOURS

1. Dundurn Castle is open to the public seven days per week: June 1 to Labour Day from 10:00 a.m. to 4:00 p.m. Rest of the year from 12:00 noon to 4:00 p.m.

DUNDURN CASTLE (CONT.)

INDIVIDUAL VISITORS

General Admission Fee

1. A ticket to Dundurn Castle is obtained only at Dundurn Castle, during normal visitor hours, under the following categories (see below) and prices:

Adult	- \$3.50
Senior	- \$2.34 + applicable taxes
Student	- \$2.38
Child	- \$1.45

GROUP VISITORS

General Admission Fee

3. Groups of 25 or more (excluding any individuals within the group who qualify for free admission as outlined below) may take advantage of special discount rates as follows:

Adult	- \$2.90
Senior	- \$2.00 + applicable taxes
Student	- \$1.80
Child	- \$1.25 (tax exempt)

(These discounted rates do not include a ticket to the Hamilton Military Museum.)

THE HAMILTON MILITARY MUSEUM

NORMAL VISITOR HOURS

1. The Hamilton Military Museum is open to the public seven days per week:

June 1 to Labour Day from 11:00 a.m. to 5:00 p.m.

Rest of the year from 1:00 p.m. to 5:00 p.m.

THE HAMILTON MILITARY MUSEUM (CONT.)

INDIVIDUAL VISITORS

General Admission Ticket

1. A ticket to the Military Museum may be obtained directly from the Museum, during normal visitor hours, under the following categories (see below) and prices:

Adult	- \$1.49
Senior	- \$1.26 + applicable taxes
Student	- \$1.26
Child	- \$1.03

GROUP VISITORS

General Admission Ticket

1. The same conditions as outlined in items 1-5 for individual visitors apply to group visitors.
2. Groups of 25 or more (excluding any individuals within the group who qualify for free admission as outlined below) may take advantage of special discount rates as follows:

Adult	- \$1.35
Senior	- \$1.12 + applicable taxes
Student	- \$1.12
Child	- \$0.93

Tours and Educational Programmes

1. Standard educational programmes of one to one-and-a-half hours are available at programme fee rates as follows:

Programmes designed for students 14 and under	- \$1.25
Programmes designed for students over 14	- \$1.49 + applicable taxes

2. Groups of 25 or more paying individuals are offered discount programme rates as follows:

Programmes designed for students 14 and under	- \$1.10
Programmes designed for students over 14	- \$1.35 + applicable taxes

HAMILTON MILITARY MUSEUM (CONT.)

FOR SEPTEMBER '91

Tours and Educational Programmes

1. Standard educational programmes of one to one-and-a-half hours are available at programme fee rates as follows:

Programmes designed for students 14 and under	- \$1.50
Programmes designed for students over 14	- \$1.78 + applicable taxes

2. Groups of 25 or more paying individuals are offered discount programme rates as follows:

Programmes designed for students 14 and under	- \$1.35
Programmes designed for students over 14	- \$1.59 + applicable taxes

WHITEHERN

GENERAL ADMISSION TICKET

INDIVIDUAL VISITORS

1. A ticket to Whitehern may be obtained directly from the Museum, during normal visitor hours, under the following categories (see below) and prices:

Adult	- \$1.87
Senior	- \$1.40 + applicable taxes
Student	- \$1.40
Child	- \$1.17
Child/programme	* \$1.25 (tax exempt) (groups under 25)

GROUP VISITORS

General Conditions

5. Booked groups of 25 or more people are eligible to receive a 10 percent discount.

Adult	- \$1.68
Senior	- \$1.26 + applicable taxes
Student	- \$1.26
Child/programme	- \$1.10 (tax exempt)

WHITEHERN (CONT.)

Tours and Educational Programmes

1. Standard educational programmes of one hour are available to Child groups at a programme fee rate as follows:

Child

- \$ 1.25 (tax exempt)

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **EIGHTH** Report for 1991 and respectfully recommends:

1. That the Building Commissioner be authorized to issue a demolition permit for the following properties:
 - (a) 21 Gerrard Street
 - (b) 193 Ferrie Street
 - (c) 150 Catharine Street North
2. That By-law No. 87-248 designating the MacNab Street Presbyterian Church under Part IV of the Ontario Heritage Act be repealed in order to allow designating the church as part of the MacNab-Charles Heritage Conservation District under Part V of the Ontario Heritage Act.
3. That unconditional approval be given to Rental Housing Protection Act Application CU-91-001, Peter Contant, owner, for conversion of five apartment units at 555 Concession Street.
4. (a) That the City of Hamilton notify the Ministry of Municipal Affairs of its intent to utilize the Central/Beasley P.R.I.D.E. Housing Intensification allocation of seven hundred and twenty thousand dollars (\$720,000.) to equal a total project cost of one million, four hundred and forty thousand dollars (\$1,440,000.); and,
 - (b) That the Central/Beasley P.R.I.D.E. Housing Intensification Programme, Project No. 177.0 be proceeded with at a total cost of one million, four hundred and forty thousand dollars (\$1,440,000.) as contained and approved in the 1991 to 1995 Capital Budget Programme.

5. That in regard to Site Plan Control Application DA-90-99 by Taba Developments Ltd., owners of lands known as 1424 Upper Ottawa Street for modifications to the access driveways, parking, loading and manoeuvring areas to establish Phase 1 of a two phased industrial/commercial development, that the plans and drawings of Site Plan Control Application DA-90-99 and including plans showing Phase 2, be registered on title.
6. That the City Clerk be directed to:
 - (a) advise the Region that the City supports the recommendations of the "Environmentally Sensitive Area Development Sensitivity Study"; and,
 - (b) request the Region for the opportunity to comment on any specific amendments to the Region's Official Plan that may result from this study, in order to assess their implications in more detail.
7. That Zoning Application 90-73, Mary Finocchio and Mascia Enterprise, owner, requesting a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District, to permit a 120 unit townhouse development on property located on the east side of West Fifth Street in the area south of Stone Church Road West, as shown on the attached map marked as Appendix "A", be denied for the following reasons:
 - (a) The proposed townhouse development conflicts with the intent of the approved Mewburn Neighbourhood Plan which designates the subject land for "Single and Double Residential" use;
 - (b) It would be incompatible with existing and future intended uses in the surrounding area; and,
 - (c) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the neighbourhood plan and alter the character of the area.

8. That approval be given to Zoning Application 91-03, Arthur Boiago, owner, requesting a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District for Block "1" and from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District for Block "2", to permit development of the subject lands for 14 townhouses, for property located at 1285 Upper Gage Avenue, as shown on the attached map marked as Appendix "B", on the following basis:
- (a) That Block "1" be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District;
 - (b) That Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District;
 - (c) That the "RT-20" (Townhouse - Maisonette) District regulations, as contained in Section 10E of By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special provisions:
 - (i) That Section 10E(2)(a)3. shall not apply;
 - (ii) That a landscaped area of not less than 3.0 m in width shall be provided and maintained along the entire northerly and easterly property lines;
 - (iii) That a visual barrier of not less than 1.2 m and not more the 2.0 m in height shall be provided and maintained along the entire northerly and easterly property lines;
 - (iv) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1229, and the subject lands on Zoning District Maps E-49B and E-49C be notated S-1229;
 - (v) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-49B and E-49C for presentation to City Council;
 - (vi) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
 - (vii) That the approved Quinndale Neighbourhood Plan be amended by redesignating the subject lands to "Attached Housing".

Note: The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District modified for Block "1" and from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District modified for Block "2", for property located at 1285 Upper Gage Avenue.

The effect of the By-law is to permit development of the subject lands for fourteen townhouse units. In addition, the By-law establishes the following variances as special provisions:

- (a) No street townhouses shall be permitted;
- (b) A 3.0 m landscaped area shall be provided and maintained along the entire northerly and easterly lot lines; and,
- (c) A visual barrier of not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the entire northerly and easterly lot lines.

9. That approval be given to Zoning Application 91-09, Hamilton General Homes, owner, requesting a further modification to the "G-4" (Designed Neighbourhood Shopping Area) District regulations, to permit a restaurant having a gross floor area of 205 m² (2,207 sq.ft.) in Phase 1 of the existing plaza, for the property located at 25 Redmond Drive and 549 Stone Church Road East, as shown on the attached map marked as Appendix "C", on the following basis:

- (a) That the "G-4" (Designed Neighbourhood Shopping Area) District regulations, as contained in Section 13D of Zoning By-law No. 6593, as amended by By-law No. 90-141, be further modified to include the following variances as special requirements:
 - (i) That Section 3.(b)1. of By-law No. 90-141 be deleted and the subsequent subclause be renumbered accordingly.
 - (ii) That Section 3.(c) of By-law No. 90-141 be deleted in its entirety.

(iii) That a new Section 3.(c) be added to By-law No. 90-141 as follows:

"Notwithstanding Section 13D(1)B(iv) of Zoning By-law No. 6593, only one restaurant having a maximum gross floor area of 205 m² without any dancing or other entertainment except music shall be permitted."

- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1166a, and that the subject lands on Zoning District Map E-27C be notated S-1166a;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Note: The purpose of the by-law is to provide for a further modification to the "G-4" (Designed Neighbourhood Shopping Area) District regulations, for the property located at 25 Redmond Drive and 549 Stone Church Road East.

The effect of the by-law is to permit only one restaurant, (excluding entertainment except music) having a maximum gross floor area of 205 m² (2,207 sq. ft.) within the existing plaza in Phase 1. Currently, a restaurant is only permitted in the existing stone house located at 549 Stone Church Road East (Phase 2). As a result, a restaurant will no longer be permitted in the stone house.

- 10. (A) That approval be given to amended Zoning Application 90-40, Patran Holdings Limited, owner, requesting an Official Plan Amendment to redesignate lands from "Industrial" to "Residential" and to remove them from "Special Policy Area 11", and for changes in zoning from "M-14" (Prestige Industrial) District to "C" (Urban Protected Residential, etc.) District (Block "1"), to "R-4" (Small Lot Single-Family Detached) District (Block "2"), to "RT-20" (Townhouse-Maisonette) District (Block "3"), to "RT-30" (Street-Townhouse) District (Block "4"), to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District (Block "5"), and to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District (Block "6"), to permit single-family dwellings, semi-detached dwellings, townhouse dwellings, street townhouse dwellings and apartments on property located at 45 Rifle Range Road, as shown on the attached map marked as Appendix "D", on the following basis:
 - (a) That the Official Plan Amendment also include the additional lands owned by the applicant (approx. 6 ac.), as shown on Appendix "D";

- (b) That the density of development be restricted to a maximum of 282 units as follows:
 - (i) Block "1" - 6 single-family dwellings;
 - (ii) Block "2" - 6 semi-detached dwelling units;
 - (iii) Block "3" - 25 townhouse units (condominium);
 - (iv) Block "4" - 36 street townhouses;
 - (v) Block "5" - 80 dwelling units (apartments);
 - (vi) Block "6" - 129 dwelling units (apartments).
 - (c) That the additional lands owned by the applicant (approx. 6 ac.), as shown on Appendix "D", be appropriately rezoned.
 - (d) That the Official Plan Amendment and Zoning By-law Amendment not be forwarded for Council adoption until the details and conditions of zoning (e.g. uses, density, building heights/setbacks, fencing, berming, size and location of proposed park, etc.), in keeping with the plans approved by the Planning and Development Committee, have been finalized to the satisfaction of the Director of Local Planning.
 - (e) That the approved Ainslie Wood Neighbourhood Plan be appropriately amended.
- (B) That the proposed draft plan of subdivision "Greening Estates", Patran Holdings Limited, owner, under Regional File 25T-90024, be approved in accordance with Section (A) above, and that appropriate conditions of subdivision approval be developed to the satisfaction of the Director of Local Planning.

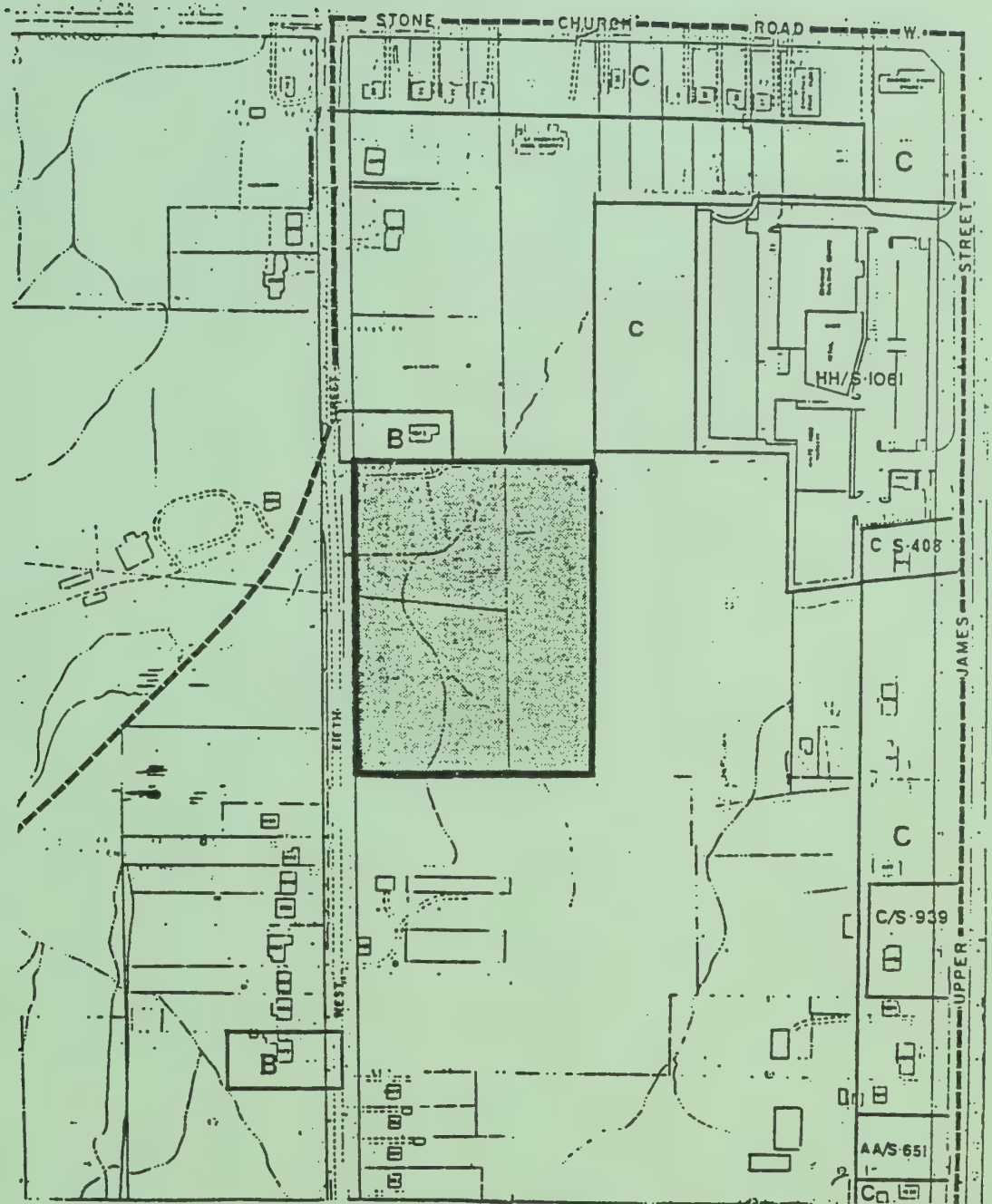
11. That Zoning Application 91-12 Domenic Golfi and Irene Golfi, owners, requesting a modification to the established "C" (Urban Protected Residential, etc.) District regulations, to permit the established two - family dwelling, for property located at 66 East 14th Street, as shown on the attached map marked as Appendix "E", be denied for the following reasons:
- (a) It represents an intrusion of a two-family dwelling into an area primarily occupied by single-family dwellings;
 - (b) It conflicts with the intent of the conversion requirements of Section 19 of the Zoning By-law, in that:
 - (i) The dwelling was erected after the 25th day of July 1940 (built in 1947) and, as such, is not eligible for conversion;
 - (ii) The lower unit (cellar) and a portion of the level of the upper unit are not considered lawful floor area for the purposes of living quarters as defined by the Zoning By-law.
 - (c) Two on-site parking spaces are required whereas only one legal parking space is proposed;
 - (d) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the By-law and change the character of the neighbourhood.
12. That leave be granted to introduce the following Bills:
- | | |
|---------------|--|
| Bill No. C-34 | A By-law to amend Zoning By-law No. 6593, respecting land located at Municipal No. 172 Sanford Avenue South. |
| Bill No. C-35 | A By-law to amend Zoning By-law No. 6593, respecting land located at the rear of Municipal No. 852 West Fifth Street. |
| Bill No. C-36 | A By-law to amend Zoning By-law No. 6593, and to repeal By-law No. 89-83, respecting lands located at Municipal Nos. 126, 128, 130, 132, 134 and 136 Young Street. |

- Bill No. C-37 A By-law to amend Zoning By-law No. 6593, respecting lands located on the east side of Webster Road, north of the T.H. & B. Railway Tracks.
- Bill No. C-38 A By-law to amend Zoning By-law No. 6593, respecting land located at Municipal No. 1 Prospect Street South.
- Bill No. C-39 A By-law to amend Zoning By-law No. 6593, respecting land located at Municipal No. 70 West Avenue South.

Respectfully submitted,

ALDERMAN F. LOMBARDO, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder
Secretary
1991 May 8



Appendix "A" as referred
to in Section 7 of the
EIGHTH Report for 1991 of
the Planning and
Development Committee.

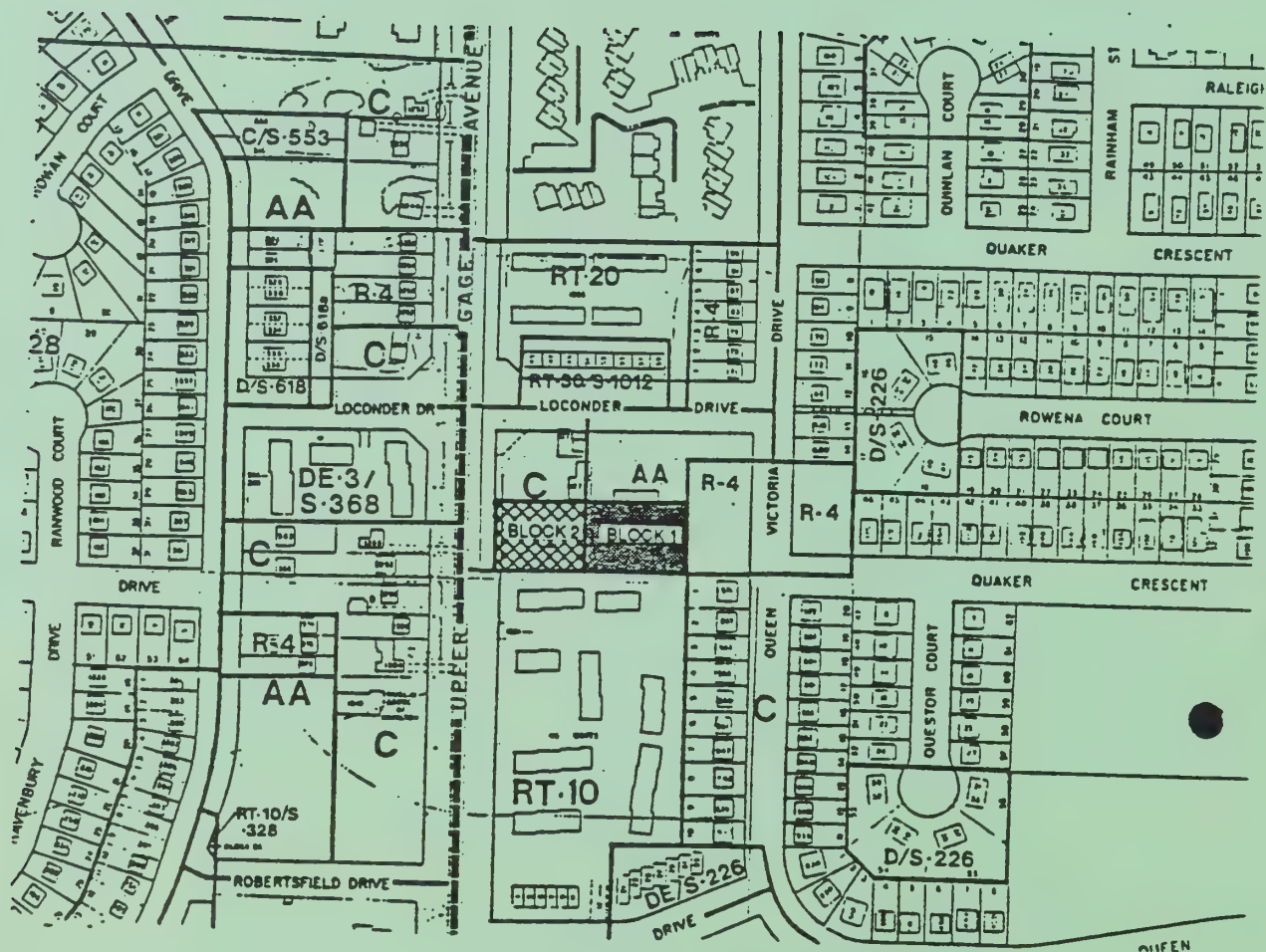
Legend

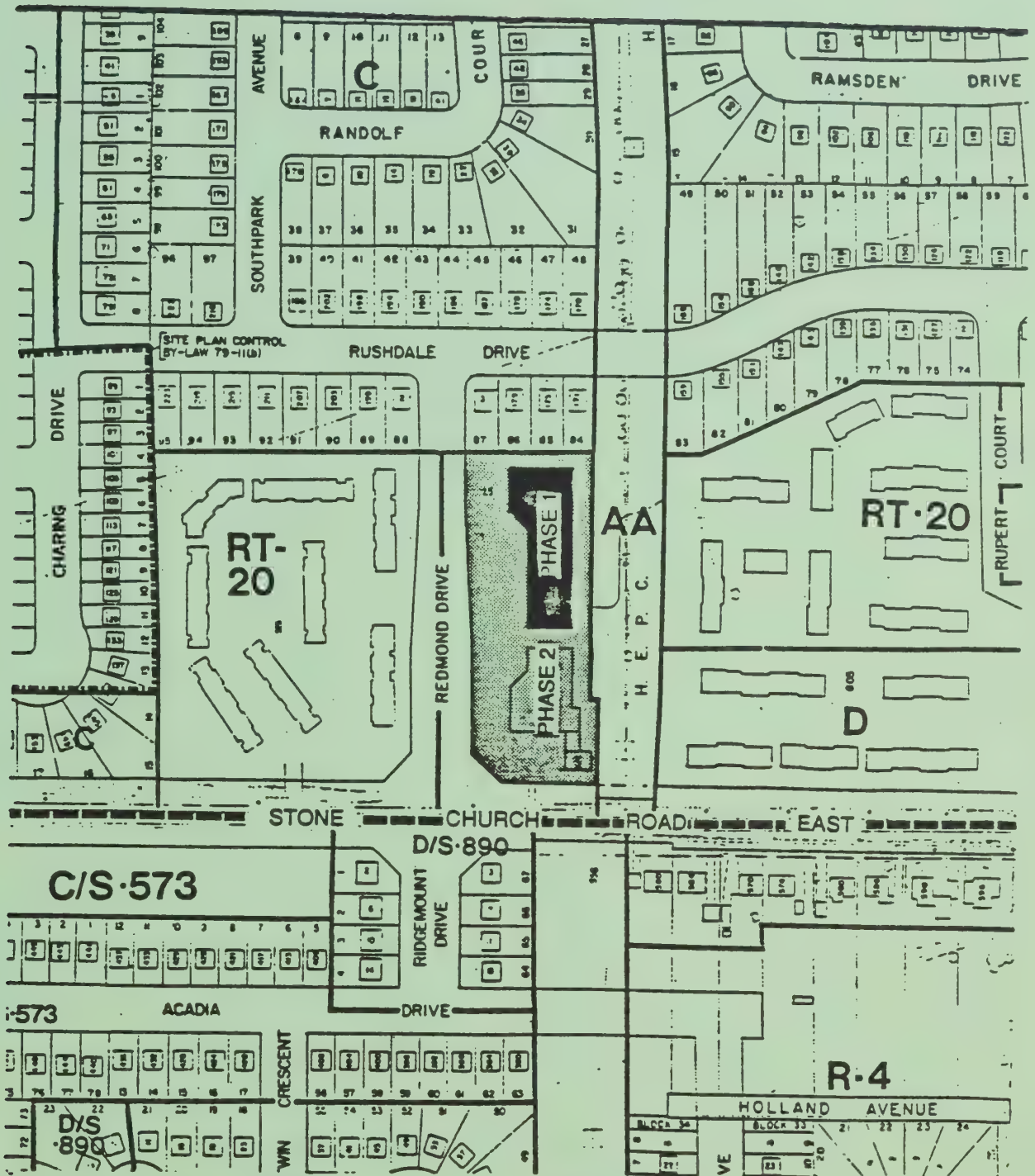


Site of the Application

C 9 -







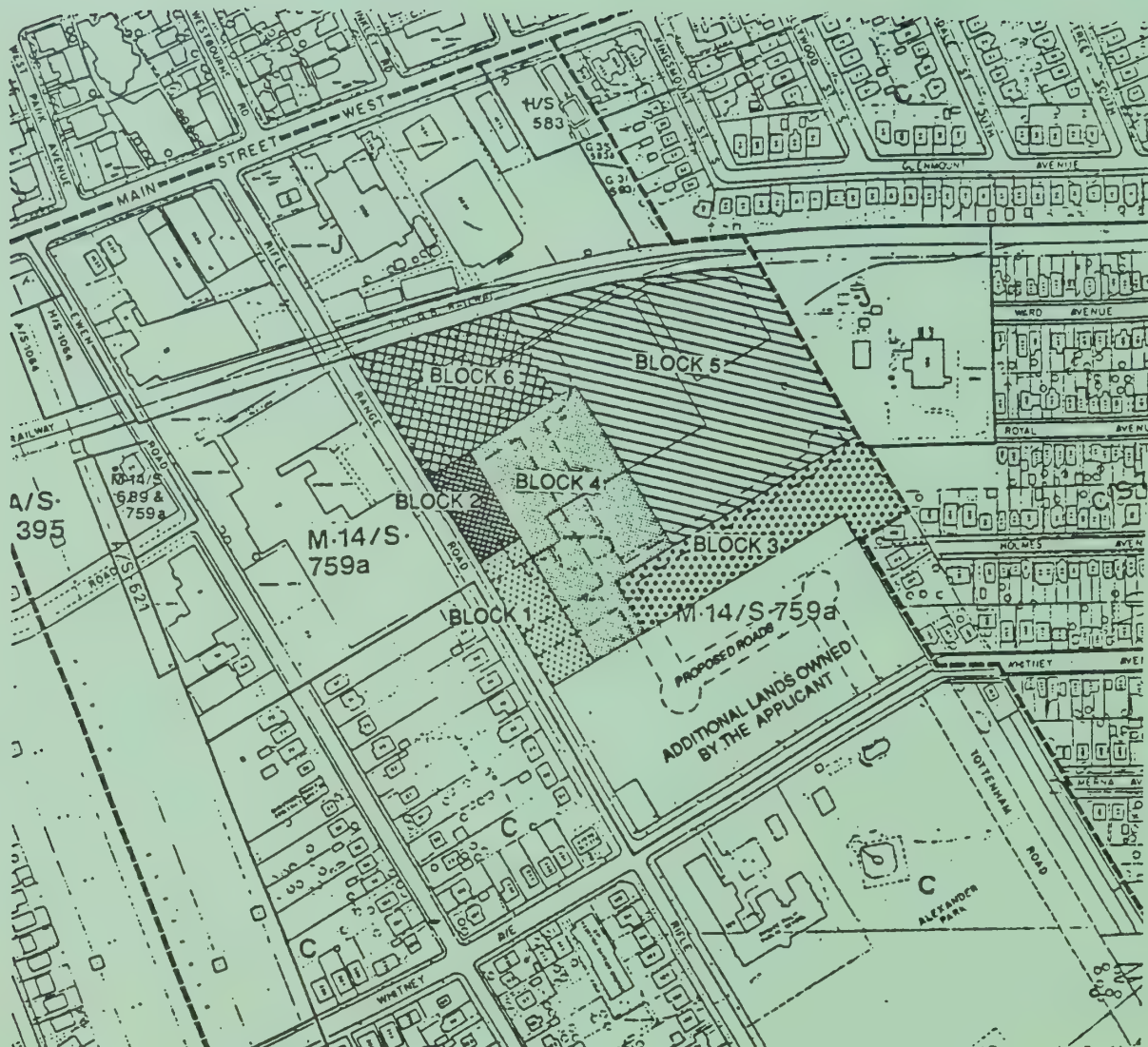
Legend



Site of the Application

Appendix "C" as referred to in Section 9 of the EIGHTH Report for 1991 of the Planning and Development Committee





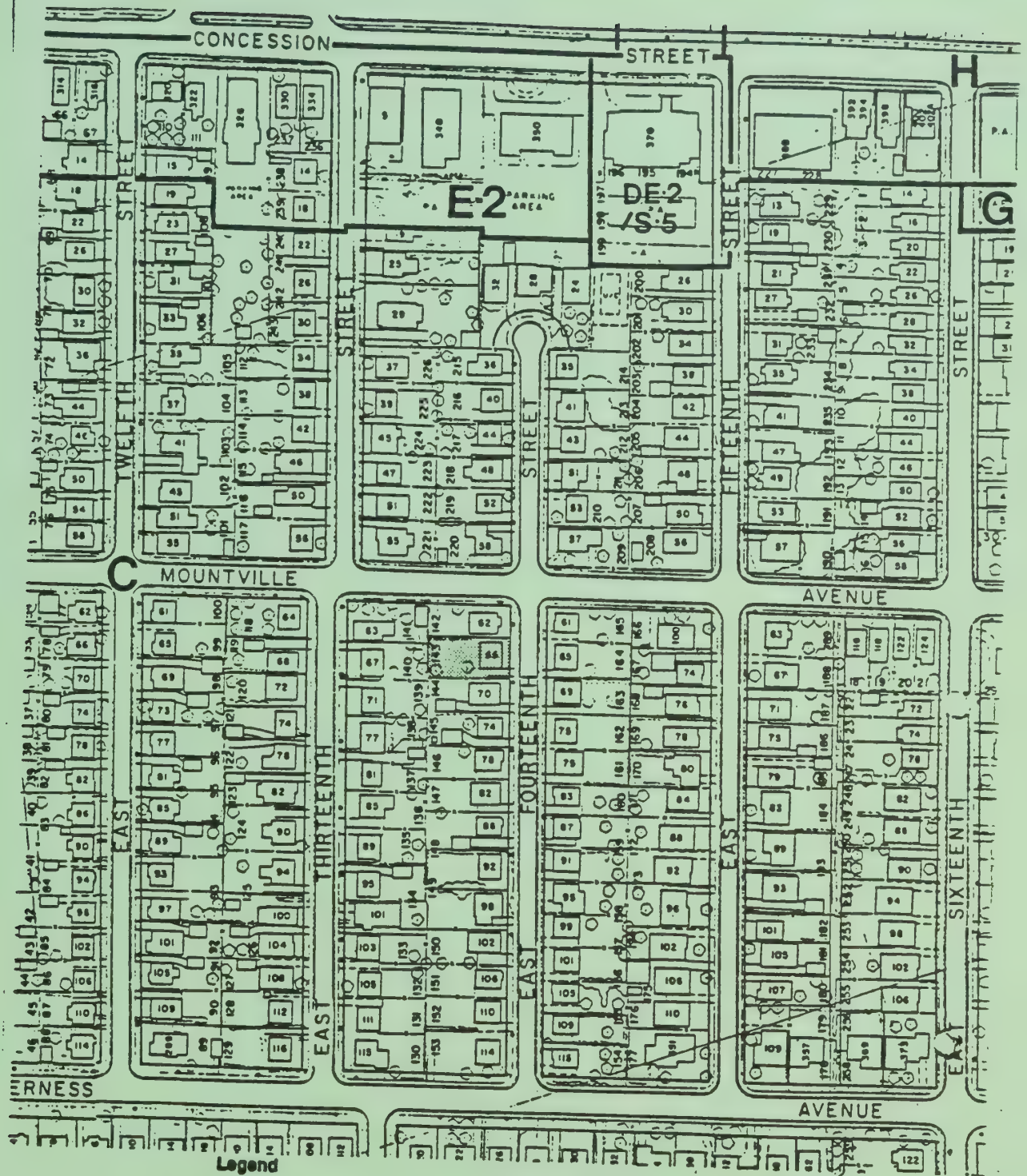
Legend

Proposed changes in zoning from "M-14" (Prestige Industrial) District, modified to:

- | | | |
|---------|--|---|
| BLOCK 1 | | "C" (Urban Protected Residential, etc.) District. |
| BLOCK 2 | | "R-4" (Small Lot Single-Family Detached) District. |
| BLOCK 3 | | "RT-20" (Townhouse-Maisonette) District. |
| BLOCK 4 | | "RT-30" (Street-Townhouse) District. |
| BLOCK 5 | | "E" (Multiple Dwellings, Lodges, Clubs, etc.) District. |
| BLOCK 6 | | "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District. |



Appendix "D" as referred to in Section 10 of the EIGHTH Report for 1991 of the Planning and Development Committee.



REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **FOURTH** Report for 1991 and respectfully recommends:

1. That the names listed on Schedule "A" hereto, being those people who failed to renew their names on the Taxi Cab Priority List before the 1990 October 01 deadline, in accordance with Section 24 (4) of By-law 89-249, be deleted from the Taxi Cab Priority List.
2. For the information of Members of City Council, the names listed on Schedule "B" hereto now comprise the Taxi Cab Priority List.

RESPECTFULLY SUBMITTED

**ALDERMAN T. COOKE
CHAIRMAN
CITY OF HAMILTON LICENSING
COMMITTEE**

Stella Glover
Secretary

1991 May 08

**CITY OF HAMILTON
TAXICAB PRIORITY LIST**

NAMES DELETED EFFECTIVE: OCTOBER 1, 1990

APPLICATION DATE YR/MO/DAY	NAME	ADDRESS	PHONE NUMBER
73.2.27	Edward Smith	372 Beach Road	545-8919
74.9.23	Walter E. Bochenek	23 Sanford Avenue South	529-6582
75.2.24	E. J. Pittman	285 East 27th Street	383-3720
75.9.18	Martin Bradbury	119 Royal Drive Burlington	634-2828
75.10.7	Gary Alexander Pace	1430 King Street E. #7	
75.12.3	Kenneth Langton	26 West 3rd Street	383-0836
76.1.21	George K. Seliga	70 Falkirk Drive	383-0168
76.1.29	Artiste Stewart	189 East Avenue North	526-1184
76.2.3	John Lynch	78 Melvin Avenue	545-6120
76.4.27	Florence G. Urban	232 Gibson Avenue	545-3970
76.5.27	James McCormick	11 Tampa Court	388-1572
76.7.15	Wesley C. McComb	43 Forest Avenue, #206	572-6484
76.10.12	Robert Bellamy	350 Britannia Avenue	547-0283
76.12.3	Robert J. Service	25 Emerald Street North	528-5763
77.1.5	Timothy P. Cunningham	116 Blake Street South	549-8284
77.1.26	Richard Krok	411 Hawkridge Avenue	387-4760
77.2.15	Leslie Markos	44 Duncairn Crescent	388-0956
77.2.18	Howard D. Ferguson	27 Eaton Place	545-8579
77.3.28	Didictom Limited	180 Lavender Drive, Ancaster	648-8943

77.4.7	Donald J. Kolenko	202 Wilton St. Burlington	639-3666
77.6.17	Brian Arbour	19 Holbrook Road	388-9861
77.6.24	Margaret L. Hackett	960 Stone Church Road East	545-0907
77.8.18	Francis McDermott	Box 4033, Sta D, L8V 4L5 137 Dunkirk Drive	522-6875
77.9.16	Henry Shedletzky	18 Creekwood Place, Dundas	627-4659
77.9.19	Kevin Whalen	34 Rita Avenue	574-6474
77.10.14	Robert J. Bourke	81 Sparton Ave. Stoney Creek	664-7310
77.10.27	Paul Taylor	194 Wood Street East	529-0641
77.12.20	Lawrence E. McIntyre	1706 Old Hwy 99 R.R. #3, Dundas	627-9330
78.5.3	Bernard Cohen	115 Winston Avenue	527-0466
78.8.17	Grant Bendig	2050 Upper Middle Rd., U4 Burlington	335-3148
78.9.11	Mary Ann Parker	R R #2 Fisherville, Ont.	779-3942
78.9.11	Gary Parker	R R #2 Fisherville, Ont.	779-3942
78.11.3	David Paul	116 Chestnut Avenue	547-3875
79.4.3	Kenneth Boyd	227 Charlton Street East	527-7997
79.5.9	Lucal Wollaston	83 Dover Drive	560-5190
79.5.9	John LaCourse	22 Folkestone Avenue	383-9300
79.5.9	Sam DiLellio, Jr.	23 Barnesdale Avenue South	545-3981
79.5.10	Patrick Reaume	22 Gardiner Drive	387-1285
79.5.14	Hazel C. Jarvis	27 Fassett Avenue	385-8677
79.5.14	Edward T. Sharpe	265 Melvin Avenue, #218	547-4067
79.5.14	Jack Brewster	20 Emerald St. N., #409	525-0414
79.5.17	Leo P. Halloran	117 Warren Avenue	388-2651
79.5.18	Kenneth J. Russell	66 Summercrest Dr., U8	560-2141
79.5.29	Dean Addison	256 Duke Street, #406	526-8259

79.5.30	David R. Griffiths	R. R. #7 Dunnsville	774-8420
79.5.31	Robert Hannaford	122 Charlotte Street	549-0984
79.6.1	Robert Allingham	309 Caledon Avenue	575-1031
79.6.4	Clytus C. Lalonde	45 Carrick Avenue, #8	547-6095
79.6.18	Anne M. Taylor	5 Patrick Street	523-1017
79.6.20	Eric Jennings	1 East 35th Street #2	387-6083
79.6.20	James McFarland	172 Bay St. S. #104	524-1085
79.6.25	Leslie Edwards	272 Wellington Street North	527-5765
79.6.27	Earl K. Smith	1165 Fennell Ave. E., #412	388-1496
79.6.27	Larry D. Morris	161 Park Row South	547-5794
79.6.28	Ronnie McManaman	598 Fennell Ave. E., #407	388-3929
79.6.28	Ian St. Lewis	121 Wentworth St. S., #4	
79.6.29	Donald Byrom	1 Orchard Hill	528-0842
79.6.29	Leslie Thompson Maragh	195 Wellington St. S., #334	528-3214
79.6.29	Allen R. McDonagh	119 West Avenue South	528-4545
79.6.29	Roger G. McAndrew	1 Lamoreaux Street, #43	525-8238
79.7.3	William Johnston	1264 King Street East	549-8544
79.7.9	Herbert Burkholder	29 Birchcliffe Crescent	388-0302
79.7.9	Werner Keck	264 Duke Street, #601	527-2686
79.7.11	Terry Maruschak	29 Province Street South	545-8321
79.7.30	Donald K. Slater	245 Kenora Ave., U 113	560-1952
79.7.31	Grant Inouye	195 Wellington St. S., #346	523-5127
79.8.1	John F. Lee	55 Wendover Drive, #102	388-3398
79.8.15	Rick Earle	44 Fairview Avenue	547-2236
79.8.27	George Reizgys	69 Mount Albion Rd., Unit D	561-9585
79.10.23	Glenn T. Shea	51 Argyle St. N., Caledonia	765-4215

79.10.30	Brian St. Louis	165 East 43rd Street	387-3356
79.11.15	Wilbert Griesse	17 Davenport Street	527-2206
79.11.19	Philip M. Tomlinson	126 Dalewood Crescent	
79.12.7	Jack I. Beale	64 Munn Street	385-2626
79.12.10	Lesburn McBean	296 South Bend Road East	387-1884
79.12.17	Tom Busnarda	388 Park Road North, Grimsby	945-9903
79.12.18	Peter Ing	1080 Dowland Cr., Burlington	632-8710
79.12.19	George Hamilton Finlay	256 Mohawk Road E., #204	383-7187
79.12.28	Robert Dale Zarb	101 Front S. R.R. 7 Brantford	753-2781
79.12.29	Leslie K. Foley	7 Alpha Street	544-6259
79.12.29	William Harry Talbot	7 Alpha Street	544-6259
80.1.4	Elwood Gallant	179 Cranbrook Drive	383-9880
80.1.7	Peter A. Volpato	17 Colbourne Street	525-1242
80.1.14	James H. Elliott	27 Marston Street	561-3019
80.1.15	Robert Peters	165 Hope Avenue	544-9300
80.1.18	Paul A. Hader	156 Cumberland Avenue	544-6383
80.2.1	Charles Fair	1178A Barton St. E. Winona	643-1758
80.2.7	William N. McManus	623 Queensdale Avenue East	387-4005
80.2.12	Victor Mehia	90 Sanford Avenue North	547-1251
80.2.25	Richard Morris	115 East 25th Street	387-3807
80.3.6	Murray Ivan Walker	12 Mountain Avenue North Stoney Creek	664-2004
80.4.7	Estelle Wooldridge	221 Maplewood Avenue	544-1097
80.4.9	Milton Fletcher	2060 Fletcher Road R R # #1, Binbrook	692-4821
80.4.16	Thomas J. Vine	34 Airdrie Avenue	544-3304

80.5.29	Chardimos Troulinos	112 Fairleigh Avenue South	547-8153
80.6.6	Larry Boucher	298 Cope Street	549-0252
80.6.6	John Shabone Jr.	515 Queen Victoria Drive	385-8485
80.7.30	Jovane R. Rhodes	429 King Street East	528-5006
80.8.26	Carmen C. Marsh	70 Robins Avenue	549-3524
80.8.29	William N. Taylor	61 Elgar Avenue	387-6072
80.9.3	Clifford R. Jeffrey	301 Frances Ave., Stoney Creek	662-2799
80.9.3	Albert C. Furlong	17 Park Row North	545-6853
80.10.16	Patricia Mary Platt	151 Gateshead Crescent, #43 Stoney Creek	662-1505
80.10.20	Paul Boldizsar	427 Queen Victoria Drive	383-6311
80.10.24	Larry Glassford	946 Concession Street	388-2129
80.10.29	Beatrice Martonosi	37 Edinburgh Avenue	547-8102
80.11.4	Michael Seigel	42 Jones Street	522-5480
80.12.2	Christopher C. Eldridge	100 Oak Avenue	529-1958
80.12.22	Michael Attard	39 San Pedro Drive	388-3007
81.1.2	Prince Abdul Dauda	111 Market Street, #407	528-9633
81.1.9	Karl-Heinz Falk	344 Tuck Drive Burlington	539-2731
81.1.15	Keith Jackson	1300 Upper Ottawa St., #33	388-8176
81.2.14	Dennis Walker	45 Arkledun Avenue, #402	526-8871
81.2.23	Timothy J. Robertson	51 Holton Avenue North	547-4014
81.3.25	Tim R. Mark	196 Grays Rd., Stoney Creek	662-6613
81.4.7	Daniel J. Bryan	57 West Avenue South, #6	527-6355
81.5.4	Clarence Ratkowski	133 Pottruff Rd. S.	578-7147
81.5.5	Stephen W. Bartlett	32 Vansitmart Avenue	544-3159

81.5.8	John Charles Shaw	20 Anna Capri Drive, #3	387-3291
81.6.10	Nick Papagiannopoulos	518 Mohawk Road	387-4646
81.7.2	Garry Boucher	872 Upper Gage Avenue, #504	387-3770
81.9.16	Gersham James Smith	423 Brigadoon Drive	389-3505
81.12.14	Denise Quesnelle	25 Glenburn Crt, Stoney Creek	561-4683
81.12.14	Peter Douglas Quesnelle	25 Glenburn Crt, Stoney Creek	561-4683
81.12.15	Tom Parco	294 Highridge Avenue Stoney Creek	560-1945
81.12.29	Grant F. Moxham	5A Kendale Court	387-2644
81.12.31	Bruce Campbell	376 Woodward Avenue	547-4376
82.1.4	Cameron E. Warner	93 Sussex Street	523-1109
82.1.5	Judith Irene Hodgson	519 Catharine Street North	526-7988
82.1.6	Earl Paul Dockree	298 Huxley Avenue South	545-7407
82.1.6	Debra L. A. Curto	12 Rowanwood Street	545-8713
82.1.14	Randy Wade Campbell	753 Rennie Street	545-7978
82.1.15	Douglas Ferguson	1760 Main Street West, #411	524-2610
82.1.18	Kevin Peters	16 Heatherdale Place	388-1072
82.1.28	Michael P. Caswell	63 Cathcart Street	529-3351
82.1.29	Percy C. Lang	34 Shaw Street	529-8337
82.2.1	David Nuxoll	1012 Broad St. E., Dunnville	774-3214
82.2.2	David Blakeney	185 Sanford Avenue North	525-6579
82.2.10	Donald B. Rumpel	2025 Upper Middle Road #20 Burlington	336-3576
82.2.15	Thomas George	89 Peter Street	523-2861
82.2.18	Lionel Gordon Kerr	11 East 23rd Street	389-8116
82.2.23	Michael Chater	42 BVelvidere Avenue	383-3820

82.3.5	Bruce Terry	40 Harrisford Street, #906	560-6548
82.3.30	Gerald W. Ireson	4338 Elm Cres., Burlington	
82.4.5	Murray Gavey	245 Kenora Avenue, #126	549-3118
82.4.7	Michael G. DiFrancesco	160 Balsam Avenue North	547-7147
82.4.8	Gabor Garamvolgyi	36 Duke Street, #108	525-9365
82.4.14	George Tucker	496 Burlington Street East	521-1328
82.5.14	Yvonne Pottroff	237 Hughson Street North	525-7646
82.6.14	Brian Burkholder	600 John Street North, #1004	522-6742
82.6.15	Emanuel Khostateen	10 Organ Crescent, #6	388-3902
82.6.15	Terrence E. Hackett	37 Glengrove Avenue	544-7731
82.6.15	Patrick M. Wright	53 Bristol Street	527-7786
82.6.24	Patrick A. Veltri	45 Barlake Avenue, #702	561-5953
82.9.1	Wilfred Atwell	35 Fennell Avenue West	575-0911
82.9.21	Deane R. Anderson Sr.	297 Britannia Avenue	549-3030
82.9.21	Debra Bennett	143 Young Street	523-1982
82.10.6	Dudley Thompson	110 STinson Street, #6	
82.11.2	Deborah L. Fischer	91 Brock Street	426-5177
82.11.16	Morris Carpenter Jr.	30 Mountain Ave. N. #1J Stoney Creek	662-4991
82.12.3	Selwyn Williams	145 Queen Street South, #504	525-7377
82.12.22	Ogden A. McLean	881 Upper Wellington Street	387-0365
82.12.23	Arshad Malik	1001 Main Street West	524-2784
83.1.4	Walid Chafic	1420 Garth Street, #39	388-0402
83.1.6	Colin Harvey	197 East 23rd Street	389-8877
83.1.7	Daniel J. Gillis	18 Boon Court	383-1731
83.1.19	Gary Pinder	50 1/2 Spring Street	522-3927
83.1.19	Paul Christopher	36 Barons Avenue North	545-5617

83.2.15	Robby Dean Veltri	719 Dunn Avenue	547-0677
83.3.2	Youkhanna S. Mikhail	518 Mohawk Road East, #701	389-0356
83.3.2	David Youkhana	58 Nordale Cres., Stoney Creek	561-0975
83.3.29	Laurence E. Robinson	656 Upper Kenilworth Avenue	388-2383
83.3.31	Joginder P. Sharma	149 Henry St., #209, Brantford	759-8952 (519)
83.4.14	Ljubisa Spasic	100 Ferguson Ave. S., #1710	521-1143
83.4.16	Gloria E. Sidsworth	543 Queenston Road, #801	578-0811
83.5.6	Sam Parco	15 Ashwood Crt., Stoney Creek	664-5958
83.5.6	Michael S. Pinder	57 Forest Avenue, #89	525-8963
83.5.16	Sukhbir Singh Bir	245 Carla Ave., Stoney Creek	662-4271
83.6.6	James A. Gowland	145 Grant Avenue	
83.6.15	Norman Bourgeois	260 Main Street West, #207	528-6480
83.7.12	Yosh Hamaoka	29 Blackthorne Avenue	389-0300
83.8.10	Claude Garneau	92 Teal Ave. N., Stoney Creek	662-8739
83.8.15	Gurmeet S. Panesar	55 Fullerton Avenue	523-0363
83.8.23	William Murphy	123 Bold Street, #3	529-0278
83.8.26	Richard McKelvie	178 East 34th Street	385-1075
83.9.14	Dost Choudhry	195 St. Andrews Drive	561-8696
83.9.14	Horst Siebert	294 Alma Lane, Ancaster	648-2520
83.9.20	Ritchie Walton	1455 Garth Street, U16	387-6198
83.9.26	Douglas Clark	66 Greendale Drive, #17	389-2916
83.11.10	Stanley A. Gowers	486 King William Street	525-2891
83.11.15	Ronald Joseph Gaudet	391 Cumberland Avenue	549-3644
83.12.14	William T. Sullivan	24 Hayes Avenue	549-5106

83.12.14	Gordon Silverthorne	258 East 14th Street	388-5565
84.1.4	Robert W. Deacons	46 Margaret Street, #8	
84.1.19	Graham A. Scott	256 Magnolia Drive	387-2385
84.1.19	Brian Lewis	508 Catharine Street North	525-8039
84.1.27	Timothy P. Emery	148 Cope Street	545-4965
84.1.31	Ron Maurice	12 Gledhill Crescent	387-3993
84.1.31	Kevin Bonar	39 Holmes Avenue	521-9102
84.1.31	Donald G. Maddock	305 East 18th Street	383-2619
84.2.6	Christine Walton	1455 Garth Street, U16	387-6198
84.2.10	Frank McGahey	242 Montrose Avenue	545-2390
84.3.13	Steven MacEwen	15 Albright Road, #514	
84.3.14	Danilo P. Estrabillo	6 Atlas Street	578-7952
84.3.23	Kenneth G. Davis	13 Wickham Avenue	545-5731
84.3.28	Walter Austen Tucker	Clearwater Abbey, Puslinch	659-7375
84.3.30	Lawrence Mooney	71 Markson Crescent	388-5671
84.4.27	Ashok R. Sharma	1331 Windrush Drive Oakville	825-0396
84.5.17	Leslie Stefanits Jr.	167 Mountville Avenue	383-5369
84.5.17	James Bennett	1185 Highway #8, Winona	643-3528
84.6.1	Mark M. Robertson	104 Park Row North	544-4928
84.6.21	Judith Ormrod	250 West Avenue North, #2	522-2341
84.8.10	John Williamson	160 Market Street	523-0880
84.9.28	Galaz Matti	95 Queen Victoria Drive	388-9104
84.10.9	Fred Potter	144 Mountville Avenue	383-1542
84.10.25	Richard H. Napper	388 Catharine Street North	528-5800
84.10.26	K. Ruthe Shrzek	68 Burton Street	524-1817

84.11.20	Diane M. Ferris	22 Clare Avenue Ancaster	547-6918 549-1867
84.11.22	Wendy Farren	Old Governors Road R.R. #3 Dundas	628-2164
84.12.3	Mervin E. Hladysh	27 Burlington Street West	528-5800
84.12.11	Allen J. Lear	194 East 19th Street	388-0813
84.12.31	John O'Dowd	18 Thorndale Crescent	523-3565
85.1.9	John Verney	7 Craigmillar Avenue	547-5605
85.1.10	Carol Marshall	100 Forest Avenue #702	527-1556
85.1.15	Carol Ann Smith	2 Oriole Cr., #97	547-4326
85.1.16	Barry Garrison	117 Emerald Street S., #12	522-2419
85.1.30	John R. Isbister	3 Laura Court	360-7664
85.2.26	Rupert Lothian	25 East 25th Street	383-3863
85.3.6	Ernie Estrabillo	794 Stone Church Road East	383-0424
85.3.13	James G. Brechin	25 Marion Avenue South	527-6456
85.3.21	William Codd	356 Clark Avenue	527-2384
85.4.3	William T. Hackett	37 Glengrove Avenue	544-7731
85.4.12	Hilry Neale	35 Lamb Court	387-0111
85.5.8	John R. Henderson	23 Spring Street, #710	522-4199
85.5.29	Rena Miller	100 Main Street East, #1607	527-2258
85.7.2	Gordon J. Garbella	125 Bold Street, #5	522-4775
85.7.18	Daniel A. McAlonan	213 Park Street North	525-6560
85.7.18	Donald B. Williams	907 King Street East, #302	544-0618
85.7.23	Michael Silvestro	895 King Street West	525-2354
85.8.12	Justin Baron	95 Oxford Street	527-8428
85.8.20	Stewart Hanneman	131 Kenilworth Avenue South	545-7502
85.9.30	Mark Gushul	100 Forest Avenue, #1105	526-0268

85.10.22	Fadhel Zahed-Tehrani	216 Robert Street	526-8056
85.11.7	Lenworth Perrin	72 Cameron Avenue North	545-8797
85.12.3	Joe Griffith	8 East 36th Street, #28	383-1966
85.12.23	Derk J. McAllister	90 Tyndall Avenue, #906 Toronto	531-8111
86.1.6	Robert Goodall	895 Upper Gage Avenue, #33	383-1976
86.1.17	Bill Armstrong	125 Glenashton Drive Stoney Creek, Ontario	662-3266
86.1.26	Phillip S. Ralston	512 Mohawk Road West, #606	388-6588
86.2.4	Claude Heroux	160 Market Street, #205	529-9289
86.2.11	George Webb	161 Niagara Street #1	522-2860
86.2.13	Bob Pahl	117 Fairholt Road South	544-2324
86.3.18	Richard J. DiDomenico	154 Prospect Street	549-4312
86.3.19	Karen Beauvais	49 Holton Street North	547-4839
86.3.19	Brian Greenland	R.R.#2 Box 34, Dunnville	774-5321
86.6.20	Kenneth Amor	34 Robins Avenue	547-2929
86.6.24	Norman R. Brindle	200 Jackson Street West #1701	
86.6.30	Brian Smale	1350 Limeridge Road East #24	388-3802
86.7.2	Susan Geer	R.R.#2, Box 34, Dunnville Hamilton	774-5321 664-2702
86.7.21	William Lymburner	245 Kenora Avenue #129	578-3797
86.8.1	James A. Quin	130 St. Joseph's Drive #501	528-1693
86.8.21	Robert May	9 Fairholt Street South	547-1842
86.8.26	William J. Webb	85 Albright Court #10	545-8901
86.8.29	Garry DiMascio	468 Ottawa Street North 317B	549-9447
86.9.2	Wilson Rashou	60 Greendale Drive	383-5921
86.9.2	Bruce A. Peck	245 East 18th Street	575-0894
86.9.8	Dan N. Riegler	170 Caroline Street South #9	528-6195

86.10.6	Brian Anderson	527 Upper James Street	387-2568
86.10.24	Eugene Acs	89 West 28th Street	383-9512
86.11.2	Joseph Muratore	61 Winchester Boulevard	389-0392
86.11.12	Linda K. Greenland	41 Ashley Street	528-5142 627-4940
86.12.11	June-Rose Gerich	142 St. Andrews Drive	561-1355
86.12.12	Phillip G. Main	111 Market Street, #506	528-1499
86.12.16	Naeem M. Baig	77 Delawana Drive, #202	561-8024
86.12.17	Salman Solomon	631 King Street East, #1	529-3434
86.12.24	John C. Sullivan	101 Augusta Street	527-3380
86.12.24	Balvender Sahota	2181 Winding Way, Burlington	336-5229
86.12.30	Charidimos Troulinos	112 Fairleigh Avenue South	547-8153
86.12.30	John Rielly	457 Upper Wentworth Street	388-8988
86.12.31	Douglas C. Ward	1518 Barton Street East, #1	549-4271
87.1.12	Brian G. Mitchell	30 Maryvale Avenue, Dundas	522-2927
87.1.13	Marion Dobbie	8 Stroud Road, #8	525-4107
87.1.16	John S. Bevan	123 Charlton Avenue E, #512	522-5710
87.1.20	John W. Fraser	27 Steven Street	577-0479
87.1.22	Jean-Anne Sweet	614 Concession Street	575-3768
87.1.26	Dwayne Gallant	181 John Street North, #1405	576-9219
87.1.29	Brian D. Walker	79 Kenilworth Ave. N. #2	545-6944
87.1.30	Harry Steinberg	120 Barclay Street	529-3255
87.2.16	Delmer King	132 Twin Crescent	385-5925
87.2.17	Larry Porter	113 Victoria Avenue North	523-8086
87.2.18	Bradley J. Carey	193 Brucedale Avenue East	385-5293
87.2.20	Karen I Reaney	61 Robins Avenue	547-0530
87.3.10	Franklin R. Maddock	248 San Francisco	388-8333

87.3.27	Saadat R. Butt	36 Birchcliffe Crescent	387-1195
87.4.1	Tony Kiss	122 Dromore Crescent	522-9630
87.4.3	Giovanni Burgio	47 Oak Avenue	521-0871
87.4.6	Diane T. Maurice	30 Hayden Street, #305	575-1391
87.4.9	Harvey Goldstein	2547 King Street East, #216	560-0529
87.4.24	Thomax T. Sedgwick	1806-123 Charlton Ave. E.	528-3014
87.5.14	Brenda Fabbro	26 Case Street	545-3745
87.6.22	Michael G. Smith	81 Murray Street East	526-7163
87.6.30	Kevin Sawyer	104 Sherman Avenue South #17	549-0270
87.7.31	Majid Yousif	235 Rebercca Street #206	521-0461
87.9.15	Donald W. Preston	63 Lockheed Drive	387-2277
87.9.18	Kirpal S. Perhar	31 Jerome Cres., Stoney Creek	578-0393
87.9.23	Edwin Seroski	47 Century Street	572-7728
87.10.8	Malcolm McMullin	831 Queenston Rd #305 Stoney Creek	662-8210
87.11.12	Steven A. Nicholson	25 Rochelle #37	388-9098
87.11.17	Cynthia Allan	29 Ashley Street	528-7102
87.11.24	Steven Albert Sheen	917 Main Street East, #1	545-2684
87.12.4	Jack Beale	64 Munn Street	385-2626
87.12.10	Jeffrey Martin	252 Balmoral Avenue North	547-0555
87.12.15	Ayub Din	17 Yorkdale Crescent	560-6279
87.12.16	Pieter Vandenberg	130 St. Joseph's Drive #107	522-2071
87.12.17	Karen Uildersma	222 Wentworth Street South #1	529-9557
87.12.17	Nile E. Jenkins	100 Main Street East	572-9711
88.1.6	Michael J. Barliak	856 Fennell Avenue East	389-9582
88.1.15	Stephen E. Majoros	224 East 8th Street	389-3207
88.1.19	Kevin Comish	199 Balmoral Avenue North #1	544-8087

88.1.25	Michael J. Maurice	160 Market Street, #902	529-4614
88.1.28	Shahid Shaikh	309 Lake Street, Grimsby	945-9997
88.2.4	Gustav Kampics	49 Ann Street, Dundas	627-1679
88.2.15	Angelo Gava	921 Brucedale Avenue East	389-2103
88.2.22	Steve McBride	248 Grosvenor Ave. S., rth	544-1849
88.3.17	Iqbal Takhar	113 Parkwood Crescent	387-0146
88.3.22	Jony Korie	6707 Upper Wentworth Street	575-5857
88.3.22	Thomas Budd	28 Emerald Street North	528-5763
88.4.7	Eugene Garreau	75 Pearl Street North	522-9358 389-8935
88.4.25	Thomas Grosvenor	Y.M.C.A. 79 James St. S. #404	529-7102
88.4.25	Alexander Fraser	457 Wentworth Street North	527-8235
88.4.26	Matthew G. Wallace	500 Greens Road #1210 Stoney Creek	662-3393
88.4.28	Susan Todd	25 Emerald Street North	528-5763
88.5.5	Wayne Jessop	159 Oak Avenue	527-4720
88.5.11	Mark S. Waind	18 Arthur Avenue North	527-0209
88.5.12	Atama Singh	52 Gibson Avenue	544-3886
88.6.2	Robert Fennell	657 King Street East	
88.6.6	Khalid Naeem	277 Celtic Drive, Stoney Creek	662-1870
88.6.6	Anil Kumar	49 1/2 Eastbury Dr. Stoney Creek	664-4327
88.6.28	Joseph G. Taylor	232 Gibson Avenue	545-3970
88.8.2	Margaret Funamoto	123 Lilacside Drive	389-3851
88.8.15	Robert Koczerzat	35 Melrose Avenue North	545-9384
88.8.23	Wayne Hamilton	173 Emerald Street South	529-3547
88.8.29	Daniel E. Joseph	14 Goldengate Avenue	385-9071

88.8.31	Stanley Carter	187 Park Street South, #1A	524-0140
88.9.19	Gurdip S. Ghottra	8 Regis Court, Stoney Creek	664-3670
88.9.21	Alan Whealy	221 Melvin Avenue	545-4789
88.9.29	Emilio Di Pelino	72 Sherman Avenue	544-1793
88.10.5	Charles W. Laycock	57 Chilton Drive	560-3363
88.10.5	Heldur Kaljaste	235 East 8th Street	388-5038
88.10.5	Gurmakh Singh	178 MacIntosh Dr. Stoney Creek	573-3676
88.10.19	William A. Ross	20 Emerald St. N. Apt 709	525-3514
88.10.21	Walter Bevan	95 Wentworth Street South	528-7000
88.10.21	Ross Servos	58 Bernard Street	547-2800
88.10.24	Larry Mack	345 Limeridge Road West	574-1883
88.10.26	Michael Stewart	482 Mohawk Road East #304	383-6291
88.11.2	Gary Pegg	959 Main Street East #5	547-8059
88.11.2	Robert D. Wilson	151 Queen Street North #2002	528-1320
88.11.5	Robert Hathaway	136 Gage Avenue South	547-8889
88.11.29	Dhaliwal Ranjit Singh	17 Taymall Street	388-7837
88.12.20	Robert Johnson	38 Birchview Drive	385-3513
88.12.20	Katherine Zoskey	35 Brock Street #505	527-5780
88.12.21	Edward J. Pyrke	42 Nash Road South, #304	578-0050
88.12.28	Gary J. Reid	52 Albany Avenue	545-1790
88.12.28	Winston Radcliffe	233 Belmont Avenue	
88.12.29	Douglas Bruce Myers	34 Whitfield St.	547-2831
89.1.3	Gerhard K. Trapp	18 Grant Avenue	529-3794
89.1.4	Gaby Korie	707 Upper Wentworth St.	575-5857
89.1.5	Ronald H. Richards	40 Robinson Street, #509	527-1760
89.1.6	Balvinder S. Dhinsa	15 Vouge Crt, Stoney Creek	643-1427

89.1.6	Sarwan S. Khatkar	26 Vega Crest, Stoney Creek	643-4848
89.1.9	Carl MacMaster	345 Limeridge Road W U#1	574-0991
89.1.9	Naresh Kumar Verma	1455 Garth St. U 7	389-2725
89.1.13	Daniel R. Thomas	88 Francis Street	525-7574
89.1.13	Christopher Garbella	3 Pinewood Avenue	945-5025
89.1.16	Alexander MacKellar	264 Julian Avenue	544-9617
89.1.17	Deborah McCully	Box 4, R R #1 Hagersville NOA 1H0	768-3868
89.1.17	Elizabeth Cooper	35 Melrose Avenue North	545-9384
89.1.23	John Koszta	YMCA Room 401	
89.1.25	Roger Auger	251 Balmoral Avenue North	549-9231
89.1.25	Mike K. Winship	2547 King Street East #302	578-4387
89.1.29	David Black	315 King William St., #9B	525-0600
89.1.30	Jit Singh Sandher	2377 Cayuga Ct, Burlington	335-8960
89.1.31	Michael W. Hennessey	35 Beechwood Avenue	544-6569
89.1.31	G. Lionel Brewster	19 Holton Avenue South	544-2025
89.1.31	Kelly J. McRoberts	222 John Street North, #1	522-5700
89.2.1	Daniel Sandilands	17 Mountain Ave, #111 Stoney Creek, Ontario	662-3377
89.2.1	James L. Michener	672 Fennell Ave. E. #14	389-3781
89.2.1	Linda Budd	350 Quigley Road, #527	578-6165
89.2.1	Patrick Saunders	1128 Upper Wellington St #8	389-4936
89.2.3	Vincent Paglia	772 Upper Paradise Road #2	575-8791
89.2.3	Angelo Christou	143 Kensington Avenue North	547-8285 547-4713
89.2.7	Archie Lieberman	17 Creekwood Place, Dundas	628-2019
89.2.8	Saman Mirza	92 Darlington Drive	575-4377
89.2.9	Bereket H. Icaalo	631 Upper James St. #304	387-4641

89.2.21	Joseph N. Sheeler	222 McNab Street, Dundas	627-0655
89.3.6	Arvinder Singh	17 Taymall Street	388-7837
89.3.8	Lindsay Richardson	345 Limeridge Road East #H6	387-2510
89.3.8	William Richardson	345 Limeridge Road East #H6	387-2510
89.3.9	Tadese Alemu	620 Stone Church Road W, #51	388-6726
89.3.14	Donald Rielly	246 East 13th Street	383-6390
89.3.14	Lloyd Oakes	1249 Northshore Blvd Burlington, Ontario	333-9550
89.3.20	Jagdeep Singh Dosanjh	3008 Sandlewood Ct Burlington, Ontario	335-9321
89.4.10	Hubert Addo	5 Charing Drive	575-0954
89.4.17	John MacEwan	181 Jackson St. W. #1010	528-3322
89.4.25	Eoin G Flood	16 Spadina Avenue	549-7290
89.5.2	Lawrence Fitzpatrick	123 Elgin Street	528-1792
89.5.5	Ali Abourida	122 Queen Street South #1	572-6310
89.5.23	Gurnam S. Bassi	99 Rand Street, Stoney Creek	578-2362
89.6.21	Duncan J. Beattie	559 Scenic Drive	389-6828
89.6.28	Harry William Mafty	5 Lyngate Court	560-6351
89.7.11	William Miller	132 Wellington St. S. #705	523-5751
89.7.24	Guljar Singh	259 Cedardale Ave Stoney Creek	664-3670
89.8.21	Mark D. Byron	55 Bland Ave. Stoney Creek	664-1594

**CITY OF HAMILTON
TAXICAB PRIORITY LIST**

NOTE: Plate issuances are NOT automatic for any reason. All applications are considered within the terms and conditions contained in relevant by-laws as enacted by Hamilton City Council.

All addresses without the name of a City/Town are located within the City of Hamilton.

EFFECTIVE: JULY 25, 1989 - City Council
REVISED: Nov. 28, 1990 - Licensing Committee

APPLICATION DATE YR/MO/DAY	NAME	ADDRESS	PHONE NUMBER
69.4.21	Vivian Philips	700 Upper Kenilworth #1011	387-4680
70.2.10	Paul Hill	363 Butter Rd. E. Ancaster	648-3793
71.11.17 (Medical deferment - March 12, 1987)	Heinz Kruger	155 Park Street St. #1007	525-4813
73.5.11	Lou Parco	751 Auburn Cr. Burlington	637-1402
75.8.18	Simon Hishmeh	74 Garden Crescent	389-0397
75.9.15	Hassan Agha	35 Fennell Avenue West	387-4058
75.10.28	Joe Cosmi	265 Homewood Avenue	
76.8.6	Irene Weiss	8 Brae Crest Dr., Stoney Creek	664-4878
76.10.19	William Warriner	1880 Main St. W. #510	523-0310
77.3.28	Richard Dowdy	76 Little John Rd., Dundas	627-9542
77.6.6	Chris P. Mullally	295 Rosedale Avenue	545-9036
77.8.5	* Cameron Warner	93 Sussex Street	523-1109
77.12.14	Archie Georgian	166 East 34th Street	388-7657
78.1.25	Edward S. Manning	184 Green Cedar Drive	574-0723
78.1.25	Barbara Jean O'Neill	R. R. #1 Nanticoke, Ont.	776-2310

* Recommended for inclusion by Licensing Committee on November 28, 1990

78.2.1	Marilyn Majoros	501-99 Herkimer Street	528-8607
78.2.13	Paul Hathaway	136 Gage Avenue South	547-8889
78.2.13	Charles M. Huckson	78 Argyle Street	545-5182
78.2.15	John Donald	270 Kensington Avenue North	545-6230
78.2.15	Theresa Donald	270 Kensington Avenue North	545-6230
78.2.15	Roman Jankevicius	34 Dunsmure Road	549-5099
78.2.16	Cecil Snow	25 Carene Avenue	561-6789
78.2.23	Robert Offen	1165 Fennell Ave. E. #505	383-6127
78.3.7	George Kepenyas	50 Governor's Road #901, Dundas	628-4939
78.4.3	Hans Wienhold	517 Stone Church Road West	387-6296
78.4.17	Khalil Zourob	404 Upper Ottawa Street	575-1232
78.7.24	Ishar Singh Thiara	2055 Deer Run Avenue Burlington	335-4375
78.12.5	William T. Winship	262 Tragina Avenue North	545-1522
79.1.2	George J. Racik	195 Wellington St. S. #301	525-8934
79.3.30	Joseph Kubina	13 Warwick Road, Stoney Creek	664-4282
79.4.3	Peter C. Eldridge	136 Bay Street, S. #607	525-9576
79.5.8	Mohamed Qubaia	2358 King Street East	547-6021
79.5.9	Muriel Truelove	31 Fern Place	383-5922
79.5.9	John Driscoll	9113 Twenty Road, Mount Hope	679-6089
79.5.9	Ken Muschik	73 Barnsdale Boulevard	547-3664
79.5.9	John Pope	566 King Street East	529-1034
79.5.9	Gordon Simigian	59 Earl Street	544-5850
79.5.9	Gary A. Vere	99 Herkimer Street, #304	523-1310
79.5.9	Richard M. Stolman	3055 Glencrest Rd. #208 Burlington, Ontario	681-3117
79.5.10	Gerald J. McRoberts	66 Greendale Unit 15	385-3643

79.5.10	Garry C. Gardiner	43 Forest Avenue #1106	523-6106
79.5.10	Petros Iliou	130 Chilton Drive	561-8336
79.5.10	Steve Iliou	78 Garden Crescent	575-5986
79.5.10	Norman L. Domenico	107 Belmont Ave.	549-1385
79.5.10	John F. Harvie	191 Main Street West, #1606	526-7114
79.5.11	Norman G. Chatten	536 James Street North	529-4984
79.5.11	June Luke	110 San Remo Drive	387-0350
79.5.11	Donald Fraser	170 Prospect Street South	544-8791
79.5.14	Judith Hautamaki	1165 Fennell Ave E. #505	383-6127
79.5.14	Mervin E. Hladysz	566 John Street North	526-9115
79.5.14	Robert Valenti, Jr.	24 Wellwood Street	387-0631
79.5.15	Daniel Gagnon	459 Knightbridge Cr. Ancaster	648-0689
79.5.16	Sydney Sinclair	1040 King St. W., Box 151E	529-5024
79.5.17	Edward J. Halloran	111 South Bend E.	385-9110
79.5.18	Frank Marzanek	282 West 2nd Street	389-5813
79.5.18	Walid Chafic	1420 Garth Street, #39	388-0402
79.5.18	Leopauld G. Beauchamp	175 West Avenue North	525-9348
79.5.22	Thomas E. Fletcher	20 Raleigh Avenue	388-1643
79.5.22	Albert J. Hoeksema	22 Jones Street	529-5285
79.5.22	Yair Ziser	39 Yarmouth Court	527-1600
79.5.23	Hannibal Rizzuto	33 Nellida Cr R R #1 Ancaster	383-3206
79.5.28	Malcolm R. Moore	R R #1 Lynden, Ont	647-2070
79.5.28	Colin O'Rourke	75 Wendover Drive #111	
79.5.28	William D. Cranston	493 Mohawk Road West	574-2489
79.5.28	Richard W. Scott	9 Oaks Drive, Grimsby	945-2696

79.6.1	Thomas G. Brown	211 Locke Street North	528-5401
79.6.4	Rudy Amoroso	13 Whitfild Avenue	
79.6.4	Lynne B. Clay	633 Upper James #210	383-1943
79.6.6	Leonard Willetts	159 Prospect St. S., #101	544-8502
79.6.26	Gerald J. Tremblay	377 Charlton Avenue West	525-7142
79.6.26	Raymond Picken	151 Stinson Street #7	52424379
79.6.27	Alex S. Makai Jr.	33 Fennell Ave. E. #205	
79.6.28	Kenneth T. Baird	193 Weirs Lane R R #1 Box 74 Dundas	549-6511
79.6.28	James Baird	139 Frederick, #2	544-5790
79.6.28	Earl J. Shaidle	120 Strathcona Ave. N #319	523-0041
79.6.29	Earl Grasley	R.R. #2, Ancaster	648-4777
79.7.5	Stan Krok	75 Queen Street North, #1903	522-8877
79.7.12	Wainwright Cruickshank	56 Yorkdale Cr. Stoney Creek	578-7930
79.7.13	Gordon Cumming	9 Stroud Road	
79.8.15	Adnan Shedhadeh	44 Queen Street North, #611	528-6440
79.8.24	Susan D. Jackson	61 Norman Street	545-7645
79.9.11	Sharon Bellamy	350 Britannia Avenue	547-0283
79.10.1	Daniel L. Bernier	35 Beechwood Avenue	549-0234
79.10.5	Lorraine Mooney	26 Gerrick Court	389-8430
79.10.30	William J. Perkins	50 Strawberry Drive	578-4002
79.11.9	Larry Roberge	487 Knightsbridge Ct Ancaster, Ontario	648-2183
79.11.14	Roger Francoeur	15 Isidore Pl. Stoney Creek	578-5872
79.11.19	Michael McLoughlin	819 Lee Ct. Burlington	637-5265
79.12.6	Peter Obratoski	5 Empire Court	560-0635
79.12.17	Zuhair Shihadeh	57 Forest Avenue #1203	529-4892 529-1563

79.12.18	Dan Bissett	8 Tuer Avenue, Grimsby	945-0131
80.1.4	Gordon Froats	222 St. Andrews Drive	561-6580
80.1.14	Antal Takacs	240 Mohawk Road East #608	385-0603
80.2.11	J. Michael Grant	2189 King Street East, B1	547-3599
80.2.12	Leonard Allan Siemko	63 Bay St. W. Unit #18 Box 249, Clarksburg, Ont.	(705)444-1747
80.2.12	Marc Stuart Hathaway	14 Twilight Court	560-7135
80.2.14	Yoginder K. Sharma	217 MacIntosh Dr. Stoney Creek	664-1963
80.2.27	Adelia Balice	326 Darlington Court	388-7674
80.2.28	Cosimo Balice	326 Darlington Court	388-7674
80.3.26	Paul Voloudakis	339 East 19th Street	383-7757
80.4.10	James O'Neill	185 East 31st Street	388-2968
80.7.14	Anthony Paul DiCiccio	834 Mohawk Road West	389-4674
80.7.29	Inam-Ur-Rehman	15 Nicklaus Drive, #801	578-7253
80.10.6	Joginder S. Sanghera	3314 Hannibal Rd., Burlington	336-5039
80.10.6	Gurdip S. Soor	85 Brant Haven Drive	560-3690
80.10.22	James Marshall	226 Wood Street East	525-4698
80.10.29	Donald K. Smith	315 Woodward Avenue	549-4899
80.12.5	Mohammad Ahmed	#26 - 415 King Street West	528-9427
80.12.18	William T. Stokoe	93 East 38th Street	575-1230
80.12.18	Craig Chudyk	193 Erindale Avenue	549-6905
80.12.22	Kalous Kaloustian	121 Hunter Street West #610	522-7373
80.12.23	Robert Koczerzat	35 Melrose Avenue	unknown
80.12.24	Solomon Marcellin	56 Algonquin Ct.	387-2693
81.1.7	Randall G. Cruden	157 Ranwood Ct	575-7121
81.1.20	Michele A. Gilmour	596 Concession St. #8	575-0617

81.2.2	Ernest F. Pickrell	160 Market Street #2206	521-5742
81.2.18	Donald S. McCaskie	114 Gledhill Cr	389-7096
81.4.8	Nathan Anderson	144 Albion Falls Blvd.	388-1743
81.4.22	Anthony Horvath	237 Queen Street North	525-7963
81.4.22	John Weiss	8 Brae Crest, Stoney Creek	664-4878
81.4.30	Shirley Hathaway	14 Twilight Court	
81.8.6	Daniel Veltri	413 Britannia Avenue	549-2548
81.10.26	Stephen Jones	85 Halam Avenue	838-9050
81.10.30	Ronald Mladenich	57 Forest Avenue	527-1618
81.11.24	Wayne Stewart McGregor	241 Edgemont South	547-0480
81.12.14	Elaine Suggett	R R #6 Simcoe, Ontario	428-1870
81.12.16	George Truelove	31 Fern Place	383-5922
81.12.18	Larry E. Fitzpatrick Sr.	418 Paling Avenue	544-7938
81.12.31	Bonnie Stevens	200 Wellington Street North	526-7563
82.1.13	Donald Horrocks	858 Upper James Street P O Box 20256, Hamilton	574-1617
82.1.18	Richard Urban	232 Gibson Avenue	545-3770
82.1.27	Henry G. Hoeck	Sims Lock Road R.R. #1, Caledonia	765-4097
82.1.28	John Francis Mooney	26 Gerrick Court	389-8430
82.1.28	Anthony Rizzuto	8 Chateau Court	388-3310
82.2.1	Philip Dales	195 Wellington St. S. #143	525-6097
82.2.3	William Earle	275 Wexford Avenue South	544-2613
82.2.4	Rolf Fischer	R. R. #1 Hagersville	768-5290
82.2.8	Drago Basic	1224 Wilson Street	523-0120
82.2.10	Alecia Davis	858 Upper James St. P O Box 20256, Hamilton	574-1617
82.2.26	John C. MacDonald	89 Balmoral Avenue North	544-8554

82.3.18	Theodors Toma	23 Quincy Court	385-9664
82.3.29	Philip Sarkis	141 Fusilier Drive	387-4172
82.4.5	Putrus Isak	299 John Street South, #8	524-1465
82.4.14	Rennie G. Osbourne	663 King Street East #6	521-1875
82.4.14	Margaret R. Cook	97 Rosslyn Avenue North	549-6917
82.4.14	Jogindar Singh Dhaliwal	563 Queen Victoria Drive	385-7625
82.6.8	Keith Johnson	P.O. Box 8035, Dundas	524-1968
82.6.10	Donna Bourke	81 Sparton Ave. Stoney Creek	664-7310
82.6.24	Gordon M. Warrell	903 Mohawk Rd. E. #206	574-4362
82.6.24	William Khammo	51 Markham Crescent	561-0195
82.6.24	Andrea Rochelle Rosart	70 Falkirk Drive	383-0168
82.6.30	Paul Robertson	500 Greens Road, #917 Stoney Creek	662-6841
82.7.6	Pat Rostron	718 Lawrence Road	544-9115
82.7.6	Randy Rostron	718 Lawrence Road	544-9115
82.7.13	Robert F. Allan	29 Ashley	528-7102
82.7.21	Thomas F. Sebisty	1266 Fennell Avenue East #405	575-0974
82.7.21	Pierre Richard	227 Catharine St. N.	525-0582
82.8.9	Frederick R. Neale	201 Rosslyn Avenue North	549-0326
82.8.31	Valerie Visheau	14 Wedgewood Avenue	573-6343
82.9.16	Ross Cole	9 Longwood Road South, #202	
82.9.21	Dale Kirkpatrick	162 Tragina Avenue North	544-2265
82.9.23	Raymond E. Botten	108 Myrtle Avenue	528-9535
82.10.8	Richard Sindall	569 Timber Lane, Burlington	637-2603
82.10.18	Harbans Singh Kalsi	395 Upper Horning Road	383-2296
82.11.1	Mark Granby	35 East 23rd Street	
82.11.8	Uffe Mortensen	257 Cope Street	544-2450

82.11.8	William G. Romans	5880 Walkers Road, Mount Hope	679-6689
82.11.12	Joseph Anthony O'Neill	221 Brant Street	544-0768
82.12.1	Sam Veltri	159 Barnesdale Avenue North	544-4241
82.12.3	Gordon Louks	24 Walter, Turkey Point	426-3918
82.12.17	Elizabeth Jane Milligan	160 Garside Avenue North	549-3900
82.12.17	Tessie Mary Manson	441 Maple Avenue	544-1500
82.12.23	Ahmad Malik	1001 Main Street West #808	524-2784
83.1.4	Glen Bridges	160 Country Club Drive	561-3755
83.1.21	Gurdial S. Kapur	32 Pheasant Place	388-6046
83.2.21	Ronald Geer	9 Bryna Avenue	388-8353
83.4.27	Basil W. Scime	123 Rosedene Avenue	387-4769
83.5.18	Devinder Bains	3056 Flanagan Ct, Burlington	336-5983
83.6.9	Sandra Fukumoto	128 Upper Paradise Road	388-2495
83.7.4	Dane Hathaway	19 Bixby Crescent	
83.8.10	William J. Exley	103 Emerald St. S. #601	528-7119
83.8.15	Madan Lal Arora	548 Barton Street East	529-0243
83.9.1	William A. Gravelle	17 Holly Avenue	547-9640
83.9.19	Brenda Roberge	487 Knightsbridge Cr Ancaster, Ontario	648-2183
83.10.25	Mohinder Singh Lamba	111 Highland Rd West Group c, Box 46, Stoney Creek	578-9468
83.12.29	Selewa Y. Younathan	61 Dragoon Dr.	575-7616
84.1.26	Lee Micheal Vidovich	8389 Twenty Road East	679-6256
84.1.31	Richard VanKleef	760 Mohawk Rd, W. #412	575-4752
84.1.31	Bonnie O'Hoski	232 Gibson Avenue, Upper	545-8947
84.2.17	Duncan Cooper	285 King St. W. #6	528-7315
84.3.30	John David Smith	678 Spring Gardens Drive Burlington, Ontario	

84.5.18	Eduardo Cordero	355 Charlton Avenue West	528-3834
84.7.12	Rudolph A. Cizek	1115 Paramount Dr. #72 Stoney Creek, Ontario	578-3945
84.8.2	Jefferson Lee Singler	687 Penny Lane, Burlington	634-0928
84.10.1	Alan R. Kent Sr.	42 Collegiate Drive Stoney Creek, Ontario	662-6229
84.10.1	Alan R. Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Janice Parry Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Richard N. Madeleine	703 Rennie Street	547-3294
84.10.3	Collette Roberge	98 Guildwood Drive	387-1686
84.10.10	Anthony P. Tartaglia	33 Nellida Cr. R R #1 Ancaster, Ontario	383-3206
84.10.10	Al Reichert	42 Limeridge Road East	388-9218
84.10.12	Wolfgang Blazejewski	45 Fennell Avenue East	388-1417
84.10.22	Anne Scime	123 Rosedene Avenue	387-4769
84.10.22	Tom Keefe	70 Glenburn Ct #901	561-7588
84.10.23	Robert J. Wilson	Box 1021, Hagersville	776-3431
84.10.24	Alphonso Franco	44 Glen Road, #1209	527-4692
84.10.29	Naomi Tasman Bell	88 Dundas Street West	689-2454
84.10.30	Paul R. Marshall	60 Birch Avenue	545-5388
84.10.31	Darryl Scott Friend	536 James Street North	529-4984
84.11.20	Bruce Griffith	MPO 323, Hamilton L8N 3G3	389-4711
84.11.29	Douglas G. Billings	261 Prospect Street South	549-9956
84.12.14	Kidane Gebre Zerezhgi-Tewolde	63 Anson Avenue	575-4116
84.12.19	Michael Roth	117 Fairleigh Ave. S.	547-6024
84.12.19	Ben Kalika	8313 Twenty Road E	679-6326

84.12.28	Ronald W. Moroz	176 Balsam Avenue South	544-3940
84.12.31	Russell Rizzo	122 Melrose Ave. S. #14	547-5897
85.1.15	Richard Hazell	205 Grosvenor Avenue N.	544-1714
85.1.21	Warda Lazar	1301 Upper Gage Ave. #30	388-4944
85.1.24	Sukhdev Singh Bhatti	5 Gafney Court	389-4822
85.2.15	Clifford E. McNally	R.R. #2 Branchton, Ontario	659-7900
85.2.15	James R. McNally	895 Lawrence Road	544-4904
85.2.26	Mohammad Naeem Khan	776 Rennie Street	544-5837
85.3.18	Santokh Dhaliwal	143 Slinger Ave. Gp C, Box 71 Stoney Creek, Ontario	578-9585
85.4.4	Naomi E. Brink	977 Mohawk Road East, #4G	389-9773
85.5.29	Delmer(Wayne)Robinson	55 Victoria Ave. South #602	527-1221
85.5.29	John Miller	168 Rodgers Road	545-8637
85.5.29	Murray Rubenstein	20 Everton Place	383-5648
85.9.25	Michael J. Bernier	54 Melbourne Street	527-5442
85.11.6	Norman George Bush	666 Mohawk Road East, #304	383-2702
85.12.16	William Pring	44 Glen Road, #705	528-5501
86.1.6	Wanda Evans	20 Cloverdale, #6	544-7357
86.1.9	Richard D. Rutherford	1015 King St. E. B1	
86.1.16	Leonard Roberge	98 Guildwood Drive	387-1686
86.1.31	Jack H. Yachouh	42 Austin Drive	575-1109
86.1.31	Karlís Valodze	78 Dundurn Street North	522-4754
86.2.6	Rudolf J. Weber	66 Afton Avenue	545-3567
86.5.8	Ian E. Morrice	171 Belmont Avenue	549-9075
86.7.2	Michael Geer	P.O. Box 3624, Stn C, Hamilton	664-2702
86.7.3	Denise Georgian	166 East 34th Street	575-4068

86.8.5	Shabir Ahmed	418 Whitney Avenue #104	529-6573
86.8.12	Reginald Hackett	960 Stone Church Road East	575-0907
86.8.12	Victor M. Lankelis	430 Cannon St. E.	522-3539
86.8.27	Harmen Bontekoe	7 Imelda Court	383-4646 383-5615
86.9.5	Habte-ab Tecle-Mariam	631 Upper James Street #304	387-4641
86.10.2	Ibrahim Saddik	129 Adis Avenue	575-9156
86.10.20	Ranjit Singh Dhaliwal	17 Taymall Street	388-7837
86.10.20	Arvinder Singh	17 Taymall Street	388-7837
86.10.20	Nirinder Jit Dhaliwal	81 Byron Avenue, Stoney Creek	692-5589
86.10.23	Peter H. Robertson	33 Robinson Street #204	526-1624
86.11.14	Michael Barr	165 Queen Street South #1203	525-1446
86.12.10	John Fischer	7 Torlake Street	523-6034
86.12.15	Jeff Sindall	958 Garth St. #1	572-9663 574-8878
86.12.29	Anthony R. Rizzuto	8 Chateau Court	388-3310
86.12.29	Felita Anderer	440 Quigley Rd.	560-2716
86.12.29	J. Wayne Vanderham	7 Catalina Drive #203	578-5225
86.12.29	Lance Vanderham	79 Janet Ct	578-3514
86.12.29	Shahid Butt	6 Elsa Ct Street	574-6547
86.12.30	Shakiul Siddiqui	100 Quigley Road, U121	578-1230
87.1.2	Rob Hathaway	136 Gage Avenue South	547-8889
87.1.5	Basharat Butt	1020 Main Street West	521-0853
87.1.8	William Majoros	224 East 8th Street	389-3207
87.1.9	Eric Shepherd	295 Sirente Drive	383-7950
87.1.20	Ken A. Watson	125 Meadowlark Drive	388-7015
87.1.21	Andre Cadieux	91 Glen Castle Drive	561-9843
87.1.26	Wayne Lepine	381 East 21st Street	389-9672

87.2.10	Dirk J. Van Boort	99 Grosvenor Avenue North	545-3899
87.2.17	Fred Colville	229 Beach Road	549-4139
87.2.19	Gordon A. Greb	75 Fairway Drive	561-1877
87.2.20	Jaswant S. Purewal	26 Cherryridge Close	561-4783
87.2.23	Edward Seeley	162 Tragina Avenue North	544-2265
87.2.26	Radmila R. Iliou	35 Gillard Street	575-7469
87.3.6	Peter Kalika	8313 Twenty Road East	679-6326
87.3.18	Charles Manning	170 East 23rd Street	388-0579
87.4.21	John R. Kurpeikis	23 Myrtle Avenue	521-3064
87.5.1	Joseph Vanderheyden	6 Peacock Place	383-4202
87.5.7	Chris Griffiths	41 Ventura Dr. Stoney Creek	560-7711
87.5.16	Nabo Terika	40 Sherman Avenue North	544-4776
87.5.20	George Gluchowski	64 East Street, Winona	643-1974
87.5.29	Kenneth C. Reichert	42 Limeridge Road East	388-9218
87.5.29	Cindy F. Blackbarow	42 Limeridge Road East	388-9218
87.6.4	Lindsay G. Galbraith	43 Cumberland Avenue #3	527-1490
87.8.31	Alisa A. Bellamy	350 Britannia Avenue	547-0283
87.9.10	Dhaya E Yonathan	872 Upper Gage Avenue #201	575-0630
87.9.10	Laura Sindall Harris	300 Mohawk Road East #411	575-7998
87.10.7	Jan Arisland	217 Province Street South	545-8142
87.10.8	Bonnie L. Roubos	P.O.Box 3624 Stn C, Hamilton	664-2702
87.10.27	John Scime	13 Beland Avenue	545-0762
87.11.11	Walid E. Shamon	16 Goldfinch Road	574-0042
87.11.25	William P. McKenna	633 Upper James Street #110	389-4512
87.12.9	Dimitrios Nikolaidis	42 West 1st Street	575-3713
87.12.21	Joseph Varga	112 Barton Street West	529-3763

87.12.22	William Fowler	355 Melvin Ave #1602	545-3946
88.1.4	Berhane Asghedom	240 Mohawk Road East #605	575-1793
88.1.5	Frederick J. Muldoon	907 King Street E #308	
88.1.6	Mario Posteraro	146 Lynbrook Drive	389-5285
88.1.6	Joe Porco	102 Limeridge Road East	575-4151
88.1.8	Natale Calarco	R.R. #1 Hannon, Ontario	692-5384
88.1.11	Barbara E. Billings	261 Prospect South	549-9956
88.1.13	Jagir Multani	29 Tuna Court	388-6167
88.1.14	Gurdeep Braich	287 Morgan Crt, Burlington	332-0030
88.1.18	Paul J. Shaver	700 Winston Road, Grimsby	643-4020
88.1.18	George Penfold	119 Rosedene Avenue	387-3876
88.1.18	Charan Bassi	25 Juniper Drive, Stoney Creek	662-1184
88.1.20	Brenda Whittaker	111 Teal Avenue, Stoney Creek	662-3790
88.1.29	Mohammad Farooq	21 Kendale Court, #110	575-0807
88.2.10	Tony Gallo	166 Mary Street	529-0925
88.2.10	Michael J. Magee	52 Talbot Rd P.O. 71 Canfield, Ontario	772-5514
88.2.12	Harpal Singh Jauhal	27 Galt Street	385-9786
88.2.12	Rajinder Kaur	27 Galt Street	385-9786
88.2.12	James Whittaker	111 Teal Avenue, Stoney Creek	
88.2.15	Michael K. Bezuyen	26 Bluebird Avenue	389-2908
88.2.22	Ram Kalia	34 Milano Court	388-3543
88.2.22	Raphael Kolenko	215 Sherman Avenue S. #2	547-8798
88.2.22	Al Arthurs	99 Herkimer Street #205	
88.2.26	Martha Ferguson	687 Ferguson Rd., Jerseyville	648-3687
88.2.26	Sam Sleiman	149 Ravenbury Drive	575-4804

88.3.8	Paul J. DiCasa	430 Cannon Street East	522-3539
88.3.28	Anthony Vaudin	98 Cheever Street	522-0751
88.3.31	Brian Cosgrove	56 Lochearne Street	524-2325
88.4.19	Rodger McEachern	151 Gateshead Cr. #43	662-1505
88.4.21	Robert Lyon	18 Allandale Street	545-4997
88.4.25	Audrey Singler	36 Huxley Avenue North	545-5107
88.5.4	Pantelis Ilios	629 Upper Horning Road	575-7870
88.5.11	Farrukh Qureshi	128 Guildwood Drive	575-3840
88.5.20	Balbir S. Sandhu	151 Queen Street N #1503	577-4163
88.5.30	Mohlas Brar	38 Beland Avenue North	544-3418
88.6.8	Antonio Papalia	16 Railway Street	527-4835
88.6.9	Sarbjit Gill	70 Jerome Crescent #200	578-7483
88.6.17	James J. Blanche	36 Huxley Street North	545-5017
88.6.24	Ijaz H. Syed	R.R. #2 Lowbanks	774-7761
88.8.7	Ronald Airth	63 Lilacside Drive	389-4133
88.8.29	Victor Enisanlayeye	Box 186, Station B, L8L 7N7	525-9074
88.9.6	Claudio Balice	326 Darlington Court	388-7674
88.9.19	Ghulam N. Butt	36 Birchcliffe Crescent	575-8124
88.9.27	Steve Rowe	53 Holmes Avenue	525-9069
88.10.5	Jodhbir Gill	39 Jerome Crescent	561-3140
88.10.17	Mohinder P.S. Dhillon	49 Valera Dr. Stoney Creek	643-6539
88.10.17	Baldev Dhillon	L23,C9, Smithville	561-0625
88.10.20	Michael G. Ford	107 Victoria Avenue South	529-0892
88.10.21	Richard M. Chadwick	142 Mohawk Road East	383-0844
88.11.4	Robert Maschewski	158 Ironwood Crescent	385-9104
88.11.10	George Hutchinson	201 Stewartdale	547-3067

NAMES ADDED AFTER LICENSE COMMITTEE BEGAN LIST REVIEW
UP TO AND INCLUDING JUNE 28, 1989

88.11.16	Sandra Hathaway	136 Gage Avenue South	547-8889
88.12.28	Robert Van Voorst	49 Valery Crt	383-5130
88.12.30	Sudhir Verma	114 Adis Avenue	575-0446
89.1.9	Robert Edwards	190 Golden Orchard Dr.	388-7390
89.1.10	Ronald VanKleef	121 Central Ave., Grimsby	945-0732
89.1.10	Robert Esselment	281 Cranbrook Drive	388-5552
89.1.11	Brent J. Dawson	281 Park St. S. #2	529-9578
89.1.13	Ray Maurice	444 1st Rd. E. P.O. Box 6484 Hamilton, Ontario	383-0378 575-1853
89.1.24	Jerry Zaraski	30 Clinton Street	545-2359
89.1.30	Pamela Creek	55 David Avenue	389-4994
89.2.2	Wayne J. Sauchuk	150 Charlton Avenue East	572-6525
89.2.13	Larry P. E. Broadbent	56 Jameston Avenue	389-9062
89.4.5	Daniel Sullivan	76 Graham Avenue South	547-1449
89.4.10	Teresa Blanche	39 Albert Street	547-1082
89.4.24	Mary Button	210 Province Street North	544-7053
89.5.29	Ramez Khoury	103 Halam Avenue	574-8913
89.7.13	Josephine Rizzuto	8 Chateau Crt	388-3310
89.7.25	David A. Price	1209-100 Forrest Ave	521-9565
89.7.26	Peter Rihbany	307-37 Mericourt Rd	542-1268
89.8.3	Dimitrios Alkabakopoulos	39 Larkspur Cr. Ancaster	648-0377
89.8.8	Elizabeth Elkan	20 Emerald St. N. #1606	523-8217
89.8.25	Paul D. Gilhuly	12-1015 Upper Gage Ave	574-8167
89.8.28	Theodore Stec	14 Callie Rd	383-5991

89.8.29	Faye Shedletzky	18 Creekwood Place, Dundas	627-4659
90.06.15	William Perks	38 Valery Court	388-8665
90.08.31	Gail Rizzuto	8 Chateau Court	388-3310

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TENTH** Report for 1991 and respectfully recommends:

1. (a) That permission be granted to Statistics Canada (Ontario Region) to use Meeting Room 264 on Thursday, May 23 and Friday, June 7, 1991, between 9:00 a.m. and 5:00 p.m. for training Census Representatives.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
2. (a) That permission be granted to the Beautification Committee to use the Council Chamber on Wednesday, June 26, 1991, at 7:00 p.m. for the Trillium Awards Judges Seminar.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
3. That the Manager, Property Maintenance Division, be authorized and directed to erect a reviewing stand and all other pertinencies on the south sidewalk of King Street, east of Bay Street (behind the Hamilton Board of Education) on Saturday, May 25, 1991, on the occasion of the Annual Boy Scouts of Canada Parade.
4. That the Manager, Property Maintenance Division, be authorized and directed to erect a reviewing stand and all other pertinencies on the north side of King Street at Bay Street on Saturday, June 01, 1991, from 1:00 p.m. to 3:00 p.m. on the occasion of the Lions Club District "A" Convention Parade.
5. That approval be given to the action taken by the Finance and Administration Committee in authorizing Adams Warehouse Burlington Ltd. to use the City Hall forecourt and related equipment from 4:00 p.m. to 5:00 p.m. on Monday, May 13, 1991, for a rally to protest the Sunday Shopping Law.

6. That civic gold rings with diamond and ruby inserts be awarded to Mr. Brian Bond and Mr. Gaye Stratton for coaching many national and provincial champions at the Hamilton Aquatic Club.
7. (a) That, as referred to in Section 7 of the Eighth Report of the Transport and Environment Committee, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct an independent concrete sidewalk at the following locations under the Local Improvement Act at an estimated gross cost of \$175,910.00 with the City's share of \$87,574.00 to be financed by 1991 Capital Levy and the balance of \$88,336.00, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years:
 - (i) Upper Ottawa Street, west side, from Rymal Road to the north limit of 1598 Upper Ottawa Street and from the south limit of 1562 Upper Ottawa Street to the north limit of 1554 Upper Ottawa Street;
 - (ii) Upper Ottawa Street, west side, from the south limit of 1538 Upper Ottawa to 57 metres south of Silverton Avenue and from Silverton Avenue to the north limit of 1446 Upper Ottawa Street;
 - (iii) Upper Ottawa Street, east side, from Rymal Road to Unsworth Drive; and,
 - (iv) Upper Ottawa Street, east side, from Stone Church Road East to 200 metres southerly.
- (b) That application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$88,336.00 for a term not to exceed 20 years for the above project.
8. (a) That the 1990 audited Financial Report for the City of Hamilton, copies of which have been sent to all Members of City Council, be accepted.
- (b) That the City Treasurer arrange to publish on one occasion the required 1990 financial statements, based on the audited report, in The Hamilton Spectator as soon as possible and in accordance with regulation provided by the Ministry of Municipal Affairs, but in any event, within sixty days of receiving the audited statements according to a regulation of the Ministry of Municipal Affairs; and,

- (c) That selected statements of the 1990 audited Financial Report be printed in brochure type report form for distribution to banks, other financial institutions and other interested parties.
9. That the 1990 year-end expenditure overdrafts be approved as listed below in the following functions with explanations as indicated:
- (a) Provision for Reserves - Workers' Compensation provision - (\$313,787.) - higher than budgeted payouts for these claims in 1990.
- (b) City Clerk's - (\$25,079.) - mainly as a result of additional expenditures in the Service Section and Information Bureau. The net 1990 position after revenues is in surplus.
10. (a) That the Treasurer be authorized to allocate funds from the Reserve for Replacement of Mobile Equipment (and not consider sale-lease back, either in whole or in part), Account Centre No. CH 00101, for the replacement of vehicles as summarized below:

<u>Section</u>	<u>No. of Vehicles</u>	<u>Estimated Amount</u>
City Garage Pool	20	\$ 313,000.
Fire - Replacement	2	\$ 36,100.
Parking Authority	1	\$ 19,000.
Public Works	97	\$ 3,015,500.
- Weedeaters	10	
- Lawnmowers	<u>5</u>	
TOTAL	135	\$ 3,383,600.
	==	=====

- (b) That the City Treasurer be authorized to upgrade the present depreciation method of replacing the original value by a current vehicle replacement cost method of increasing the depreciation by an appropriate percentage. The appropriate increase in percentage should take place over the next five year period to reduce the serious impact on mill rate increase in any one year.

11. That the City Solicitor be authorized and directed to prepare a By-law to amend Section 5(2) of Schedule 4a to Licensing By-law 79-323 to address possible challenge to a requirement based on the creation of monopoly by DARTS for submission to City Council.
12. (a) That the City Solicitor be authorized directed to prepare a draft By-law to amend Schedule 4a of By-law 79-323 respecting Class "C" Livery Vehicles as follows:
 - (i) That the term for which Class "C" Livery Vehicle Licences are issued during 1992 be limited to the period from January 1, 1992 to June 30, 1992, in contemplation of eliminating this class of licence.
 - (ii) That the number of Class "C" Livery Vehicle Licences to be issued in 1992 be limited to 50.
 - (iii) That the licence fee respecting Class "C" Livery Vehicle Licences be reduced to reflect the 6-month term.
- (b) That the Licence Division be authorized to send special notice to all owners and drivers of Class "C" Livery Vehicle Licences of City Council's intention to eliminate this class of licence.
- (c) That, upon the Licence Division being satisfied itself there will be no interruption to the School Transportation requirements of the Boards of Education, a second By-law be sent to the appropriate Committees and City Council to make the additional changes necessary to eliminate Class "C" Livery Vehicles.
- (d) Failing the conditions being met in Recommendation (c), the By-law in Recommendation (a) will expire and be replaced by Schedule 4a as it existed prior to the date of the enactment of this By-law.
- (e) That staff investigate amending Class "B" Livery Licenses to include those passengers who are presently transported in Class "C" Livery Vehicles and who are disabled children and disabled adults who are students at a local Board of Education or hospital.
- (f) That the draft By-laws be forwarded to the Taxi Advisory Committee for their consideration.

13. That the following resolution from the Hamilton and District Labour Council on the future and survival of Elliot Lake, which was referred to the Finance and Administration Committee by City Council for consideration, be received:

WHEREAS Ontario Hydro's contracts with Denison Mines in Elliot Lake for the supply of uranium expire in 1992,

AND WHEREAS the small community of Elliot Lake has already been devastated by two mine closures in 1990 affecting 1700 people,

AND WHEREAS the failure by Ontario Hydro to renew contracts for uranium beyond 1992 with Denison Mines will result in the closing down of the present mining operations in Elliot Lake leaving the people of that community without any hope for any future;

THEREFORE BE IT RESOLVED that the Hamilton and District Labour Council calls upon Ontario Hydro and the Province of Ontario to secure its uranium from Elliot Lake thereby ensuring that community's survival.

14. That the Chairman of the Finance and Administration Committee or his designate be authorized to attend "A Symposium on Tree Preservation" to be held in the City of London on 1991 May 22.
15. That the second set of appeal recommendations for the 1991 General Grants in the total amount of \$7,120. as outlined in Appendix "A" attached hereto, as shown in Column 5 (including footnotes), be approved and funded from within the appropriate Grant Account No.'s CH 5AXXX 200XX.
16. That the previously tabled 1991 General Grant to Drum Corps International with a recommended grant amount of \$7,000. be approved and funded within the Grants budget, specifically account no. CH 5A114 20001.
17. That the memorandum of implementation dated 1991 April 5 for a joint job evaluation programme between the Corporation of the City of Hamilton and CUPE Local 5 be approved and implemented in accordance with the terms therein.

18. (a) That Hamilton City Council condemn the actions of the three local Conservative MPs in refusing to meet with the Finance and Administration Committee to discuss the composition of the Hamilton Harbour Commission.
- (b) That a letter be sent to Prime Minister Brian Mulroney advising him of this action.
- (c) That the three local opposition MPs be invited to meet with the Finance and Administration Committee to discuss issues of Federal/Municipal concern related to the Hamilton Harbour.
- (d) That the three local Conservative MPs be advised of this action.
- (e) That a copy of this resolution be forwarded to all local MPs.
19. That leave be granted to introduce the following Bills:
- Bill H-27 A By-law to Authorize Improvements to the Fire Department Radio System.
- Bill H-28 A By-law to Amend Licensing By-law No. 79-323 Respecting Class B Livery Vehicle Licences.
- Bill H-29 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

**ALDERMAN B. HINKLEY, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary
1991 May 9

CITY OF HAMILTON

1991 GRANT APPEALS

No. (1)	NAME OF ORGANIZATION (2)	REQUESTED AMOUNT (3)	ORIGINAL RECOMMENDED AMOUNT (4)	RECOMMENDED AMOUNT ON APPEAL (5)	PURPOSE/COMMENTS (6)
1.	Boxing Club	\$To pay rent on approx. 100 sq. ft.	NIL	NIL ¹	- Offset operational costs
2.	Hamilton-Wentworth Aquatic Club	\$13,000	\$2,000	\$3,000	- Offset operational costs
3.	Just Phone	\$34,000	NIL	NIL ²	- Social Service Program
4.	Luso-Canadian Cultural Council of Hamilton	\$10,000	NIL	NIL	- Not operational for a year
5.	North End Children's Centre Inc.	\$30,000	NIL	NIL ²	- Offset costs of renovating access for disabled (Social Service Program)
6.	Sir Ernest MacMillan String Ensemble	\$ 7,400	\$ 1,000	\$4,120	
		<u>\$94,400</u>	<u>\$30,000</u>	<u>\$7,120</u>	

NOTE: 1. Request to be referred to City staff to investigate the availability of a suitable facility.

2. Request to be referred to Regional Social Services for consideration.

Appendix "A" as referred to in
Section 15 of the TENTH Report
of the Finance & Administration
Committee for 1991.

NOTICE OF MOTION

NOTICE OF MOTION

Alderman Wm. McCulloch gave notice that he would move the following Notice of Motion at the next regular meeting of City Council.

RESOLVED:

That Council review those grant requests which, because of the current procedure have not been allowed the same opportunity to have their funding request considered by either the Finance and Administration Committee or City Council prior to other grant requests being approved, thereby making their request for funds impossible due to the depletion of funding for grants;

AND THAT these outstanding grant requests be considered by the Finance and Administration Committee strictly on the basis of the merits of the applications and not on the basis of available funding;

AND FURTHER THAT recommendations respecting these outstanding grant requests be forwarded to City Council for its consideration and that City Council address the matter of additional funding, if required at that time.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

**TO INCORPORATE BLOCK 43, PLAN 62M-624
INTO RUTLEDGE COURT**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Rutledge Court by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Rutledge Court.

Parcel Reserves -1
Section 62M-624

Being all of Block 43, Plan 62M-624

City of Hamilton
Regional Municipality of Hamilton-Wentworth
being all of Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

**TO INCORPORATE PART 1, PLAN 62R-10413
INTO MOUNT PLEASANT DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Mount Pleasant Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Mount Pleasant Drive.

Part of Parcel 5-19
Section Bar. 8(c)

Being part of Lot 5, Concession 8, in the geographic Township of Barton
designated as all of Part 1, Plan 62R-10413 (excepting the southerly 81.0m thereof)

City of Hamilton
Regional Municipality of Hamilton-Wentworth
being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 91-

TO ALTER GLENCARRY AVENUE BY NARROWING TO ONE LANE,
FROM KING STREET EAST TO A POINT APPROXIMATELY 28.6 M NORTHERLY

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of the Municipal Act, R.S.O. 1980, Chapter 302, to alter, establish and lay out any highway or part of a highway under its jurisdiction;

AND WHEREAS it is necessary to alter Glencarry Avenue by narrowing to one lane, from King Street East to a point approximately 28.6 m northerly, as described in more detail in Schedule "A" attached hereto;

AND WHEREAS the Council of The Corporation of the City of Hamilton, at its meeting held on the 26th day of March 1991, in adopting Section 3 of the 6th Report of the Transport and Environment Committee, authorized the reconstruction and altering of the highway as described in Schedule "A" attached hereto;

AND WHEREAS Notice of this by-law was published as required by Section 301 of the Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The reconstruction of Glencarry Avenue by narrowing to one lane, from King Street East to a point approximately 28.6 m northerly, as described in Schedule "A" attached hereto and forming part of this by-law, may be proceeded with.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.

PASSED this

day of

A.D. 1991.

City Clerk

Mayor

SCHEDULE "A"

To

By-law No. 91-

DESCRIPTION OF WORK TO BE UNDERTAKEN

Glencarry Avenue

- altered by narrowing to one lane, from King Street East to a point approximately 28.6 m northerly

**THE CORPORATION OF THE CITY OF HAMILTON
BY-LAW 91-
TO EXPROPRIATE LANDS FOR
ROADWAY AND MUNICIPAL PURPOSES
PURSUANT TO SECTION 193 OF THE MUNICIPAL ACT,
R.S.O. 1980, CHAPTER 302**

WHEREAS Section 193 of The Municipal Act, R.S.O. 1980, Chapter 302 states that the Council of a municipality may pass by-laws for acquiring or expropriating any land required for the purpose of the Corporation;

AND WHEREAS on March 14, 1989, The Corporation of the City of Hamilton, as an expropriating authority, pursuant to The Expropriations Act, R.S.O. 1980, Chapter 148, did authorize an application to the Council of the Corporation of the City of Hamilton as approving authority, for approval of the expropriation of the lands described in paragraph 2 below;

AND WHEREAS notices of the application as required under The Expropriations Act have been duly served in accordance with The Expropriations Act;

AND WHEREAS the Corporation of the City of Hamilton, as expropriating authority, did publish notice of this application in The Spectator, a newspaper having a general circulation in the City of Hamilton in accordance with The Expropriations Act;

AND WHEREAS an inquiry hearing to determine if the proposed expropriation was fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority was requested pursuant to the said Expropriations Act but that request was later abandoned;

NOW THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. As approving authority under The Expropriations Act, the Council of The Corporation of the City of Hamilton hereby approves the said application to expropriate the lands described in paragraph 2 below;
2. As expropriating authority under The Expropriations Act, The Corporation of the City of Hamilton hereby expropriates the lands described as Part of Lot 14, Registered Plan 695, designated as Parts 1 and 2 on Plan 62R-10580, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, Province of Ontario, to acquire the said lands for roadway and municipal purposes;
3. That the City Clerk and the proper officers of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-law and this authority shall include the taking of all necessary proceedings to enter and take possession of the land herein expropriated.

PASSED this day of , A.D. 1991.

ROBERT M. MORROW - MAYOR

K. E. AVERY - CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

**TO ESTABLISH AND LAY OUT AN ALLEY IN THE
BLOCK BOUNDED BY MARGARET, KING, LOCKE AND MAIN STREETS**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as the block bounded by Margaret, King, Locke and Main Streets by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of the alley in the block bounded by Margaret, King, Locke and Main Streets.

Part of Lots 1 to 10 (both inclusive)

Registered Plan Number 227, designated as Part 2 on Plan 62R-5739,

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

BY-LAW NO. 91 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 29 (No Stopping Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Rosedale	East	King to 253 feet south	Anytime
Rosedale	West	King to 233 feet south	Anytime
San Pedro	North	Scenic to 92 feet west	Anytime
San Pedro	South	Scenic to 80 feet west	Anytime."

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

BY-LAW NO. 91 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 25 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to Section 6 (One Hour Limit) the following item, namely:-

"Carling	North	Paradise to 88 feet east."
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2. **Schedule 25A (Parking Time Limits)** is hereby amended:

(a) by adding to Section 7 (Three Hour Limit) the following item, namely:-

"Queensdale	Both	Rendell to Upper Ottawa."
-------------	------	---------------------------

(b) by adding to Section 14 (One Hour Limit) the following items, namely:-

"San Pedro	North	Scenic to San Paulo
San Pedro	South	Scenic to Miller."

3. **Schedule 26 (No Parking Areas)** is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Macauley	North	commencing at a point 228 feet west of MacNab to a point 27 feet westerly therefrom
-----------	-------	---

Balsam	West	King to Cannon."
--------	------	------------------

and by deleting therefrom the following items, namely:-

"Balsam	West	King to 215 feet north
---------	------	------------------------

Balsam	West	From 215 feet north of King to 259 feet north of King."
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PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 172 SANFORD AVENUE SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

(a) notwithstanding Section 9 of By-law No. 6593, a three-family dwelling shall be permitted within the existing building.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1222.

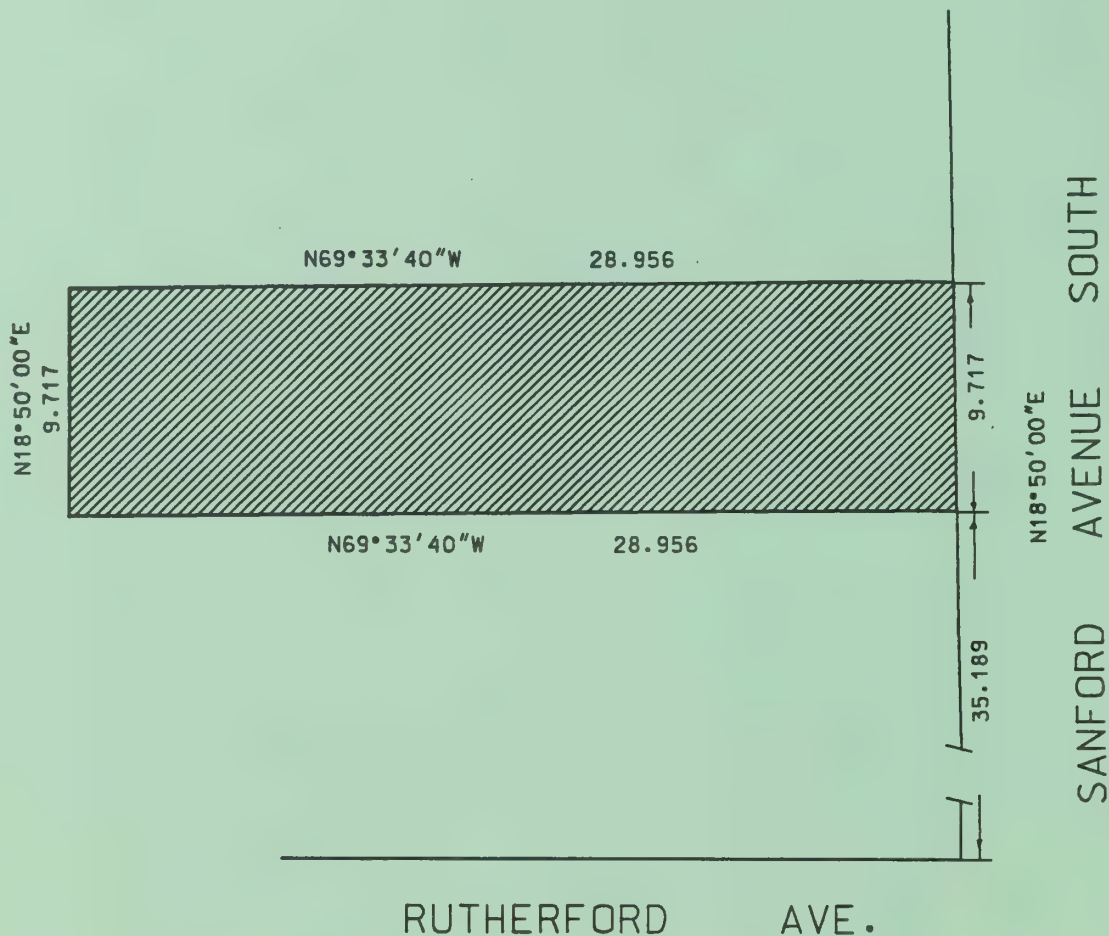
4. Sheet No. E-23 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1222.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1991.

City Clerk

Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-____
 Passed the _____ day of _____, 1991.

 Clerk

 Mayor

City of Hamilton
Schedule A
 Map Forming Part of
 By-Law No. 91-_____
 to Amend By-Law No. 6593
 Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend
 Change in zoning from:



Lands to be regulated by
 By-Law No. 91-

North 	Scale NOT TO SCALE	Reference File No. ZA 90-41
	Date APRIL, 1991	Drawn By T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 852 WEST FIFTH STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W9-B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1991.

City Clerk

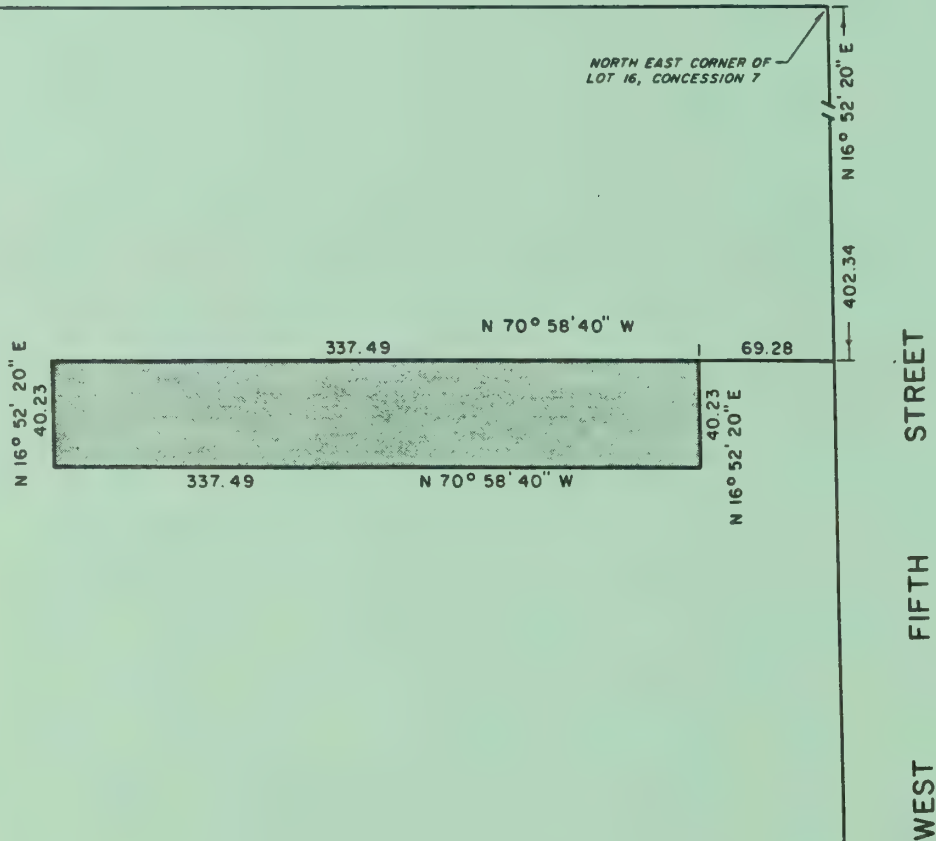
Mayor

(1991) 6 R.P.D.C. 8, April 9
Franco and Angela Fontana, Owners
ZA-90-95

LIMERIDGE

ROAD

WEST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of , 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:
"AA" (Agricultural) District to "C" (Urban
Protected Residential, etc.) District.

North



Scale
NOT TO SCALE

Date
APRIL, 1991

Reference File No.
ZA 90-95

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593
and To Repeal By-law No. 89-83

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 126, 128, 130, 132, 134 and 136 YOUNG STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-83 on the 28th day of February 1989 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E-3" District, in respect of the lands located at Municipal Nos. 130, 132, 134 and 136 Young Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 10 of the 6th Report of the Planning and Development Committee at its meeting held on the 9th day of April 1991, recommended that Zoning By-law No. 6593, as amended by By-law No. 89-83 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 89-83 is hereby repealed in its entirety.
2. The "E-3" (High Density Multiple Dwellings) District provisions, as contained in Section 11C of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed Schedule "A", are amended to the extent only of the following special requirements that,
 - (a) in addition to the uses permitted in Section 11C.(1)(i) of By-law No. 6593, the following additional uses shall be permitted:
 - (i) medical offices on the first floor,
 - (ii) 3 dwelling units on the second floor,
 - (iii) storage, utilities/maintenance in the basement/cellar;
 - (iv) one ground sign, wall sign, or projecting sign of an area of not more than 0.4 square metres, non-illuminated or illuminated by non-flashing, indirect, or interior means only, located at least 1.5 metres from the nearest street line in connection with any commercial use permitted in the district;

- (b) notwithstanding Section 11C.(4) of By-law No. 6593, the uses listed in paragraphs (i), (ii) and (iii) of clause (a), above, shall be permitted within a building having a gross floor area of not more than 690 m²;
- (c) notwithstanding Section 11C.(5) of By-law No. 6593, a landscaped area of not less than 20% of the area of the lot shall be provided and maintained;
- (d) not less than 18 parking spaces and one 9.0 m x 3.7 m x 4.3 m loading space shall be provided and maintained;
- (e) notwithstanding Section 18A.(11)(a) and 12(a) of By-law No. 6593, a landscaped planting strip not less than 0.8 m in width shall be provided and maintained along the westerly side lot line;
- (f) a landscaped planting strip not less than 2.5 m in width excluding a driveway access, shall be provided and maintained along the front lot line of the westerly parking area;
- (g) Sections 18A.(11), (12) and (26) of By-law No. 6593 shall not apply to the easterly parking area;
- (h) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire westerly side property line and the entire southerly rear lot line;
- (i) notwithstanding Section 18A.1(f) of By-law No. 6593, manoeuvring space having an aisle width of not less than 5.3 m shall be provided and maintained for the easterly parking area.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1225.

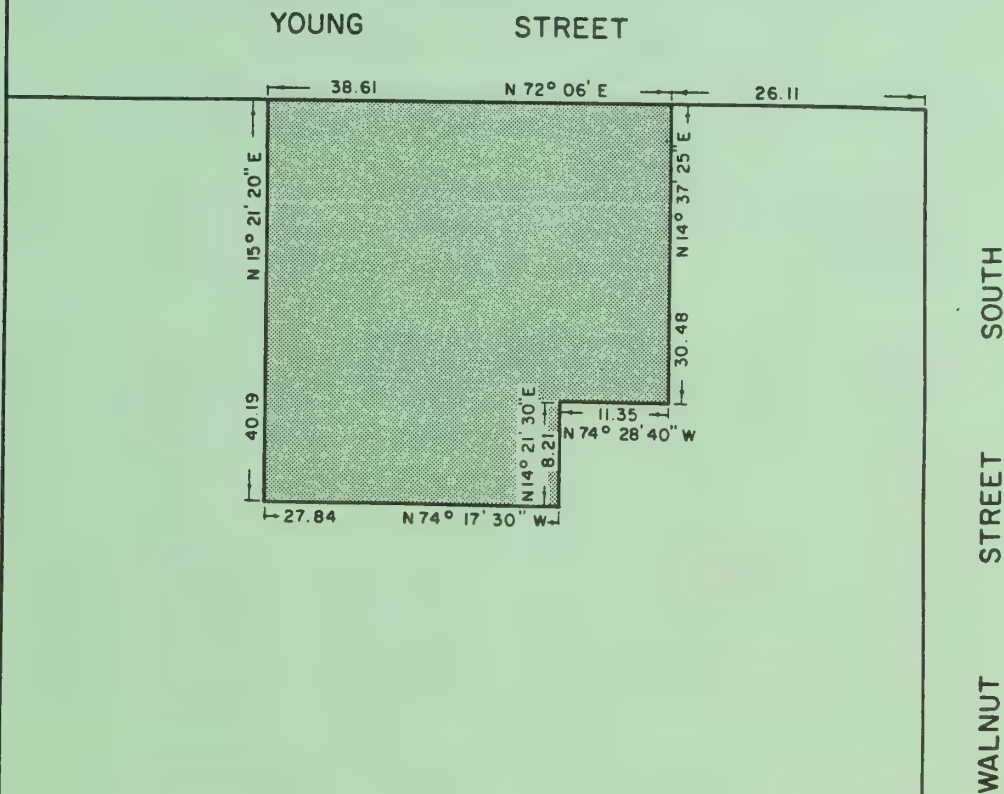
5. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1225.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1991.

City Clerk

Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 91-.....

North



Scale
NOT TO SCALE

Date
APRIL, 1991

Reference File No.
ZA 91-02

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE EAST SIDE OF WEBSTER ROAD,
NORTH OF THE T.H. & B. RAILWAY TRACKS

WHEREAS it is intended to establish the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 98, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 91-73, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, 1983.

AND WHEREAS in 1989, the City of Hamilton annexed the subject lands from the City of Stoney Creek under the Municipal Boundary Negotiations Act, 1981;

AND WHEREAS the annexation was approved by Order-in-Council and published as Ontario Regulation 558/88;

AND WHEREAS under Section 3 of Regulation 558/88 the zoning by-laws of The Corporation of the City of Stoney Creek, passed under Section 34 of the Planning Act, 1983, continue to apply to the land annexed until replaced by the Council of The Corporation of the City of Hamilton;

AND WHEREAS it is expedient to enact the following zoning by-law to bring the zoning of the lands into conformity with the City of Hamilton General Zoning By-law No. 6593.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-107 of the District Maps, appended to and forming part of By-law No. 6593, will include the subject lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", to establish the "B-2" (Suburban Residential) District.

2. The "B-2" (Suburban Residential) District provisions, as contained in Section 8B of Zoning By-law No. 6953, applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

(a) Section 4.(3)(b) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "B-2" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1223.

5. Sheet No. E-107 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1223.

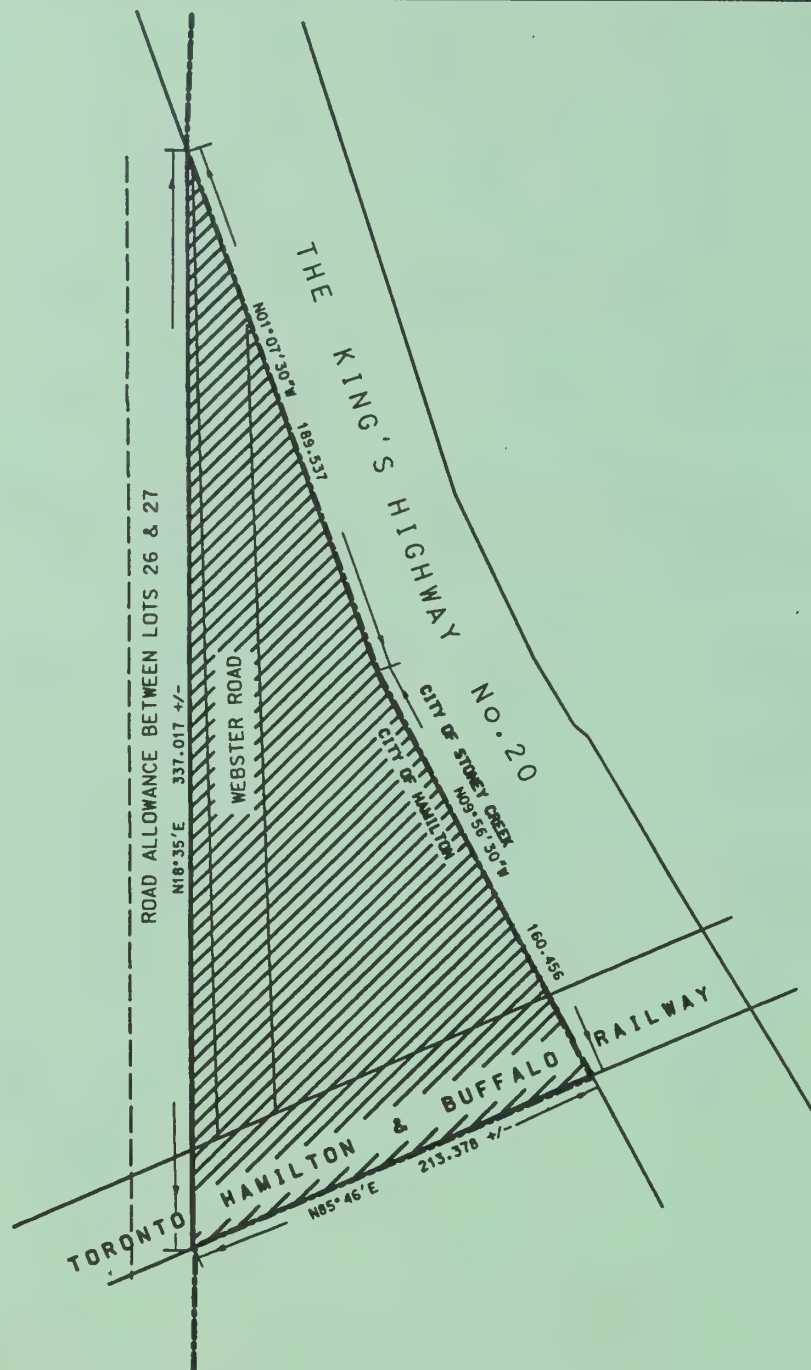
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1991.

City Clerk

Mayor

(1991) 6 R.P.D.C. 5(B), April 9
City Initiative 90-E



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-____
Passed the ____ day of _____, 1991.

Clerk

Mayor

City of Hamilton Schedule A

Map Forming Part of
By-Law No. 91-____
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



To establish the "B-2"
(Suburban Residential)
District, modified.

North



Scale
NOT TO SCALE

Date
APRIL, 1991

Reference File No.
C.I. 90-E

Drawn By
T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1 PROSPECT STREET SOUTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 27(c) of the 1st Report of the Planning and Development Committee adopted by City Council on the 29th day of January 1991, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE-2" (Multiple Dwellings) District provisions, as contained in Section 10B of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding Section 10B of By-law No. 6593, a multiple dwelling containing not more than 12 dwelling units, and having a gross floor area of not more than 880 m², shall be permitted within the existing building;
- (b) notwithstanding Section 18A(1)(a) and (c) of By-law No. 6593, not less than two parking spaces shall be provided and maintained;
- (c) notwithstanding Section 18A(9) of By-law No. 6593, the two required parking spaces shall be provided and maintained off-site on the boulevard.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1204.

4. Sheet No. E-33 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1204.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

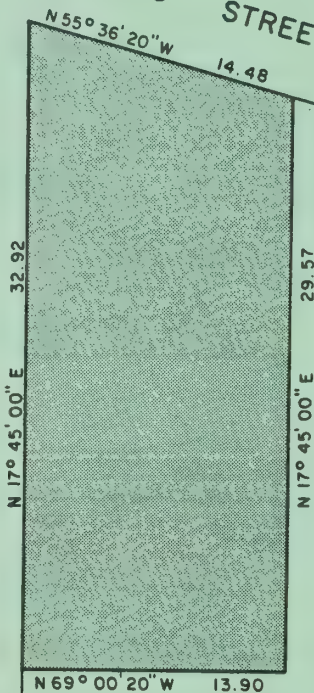
PASSED this day of A.D. 1991.

City Clerk

Mayor

PROSPECT AVENUE SOUTH

KING STREET EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91
Passed the day of , 1991 .

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91 -

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 91 -

North



Scale
NOT TO SCALE

Reference File No.
ZA 90 - 65

Date
NOVEMBER, 1990

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 70 WEST AVENUE SOUTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 17(b) of the 22nd Report of the Planning and Development Committee adopted by City Council on the 11th day of December 1990, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11 of Zoning By-law No. 6593, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 11.(7) of By-law No. 6593, a residential care facility for the accommodation of not more than 15 elderly residents of at least 60 years of age shall be permitted;
- (b) notwithstanding Section 18A.(1) of By-law No. 6593, not less than three parking spaces shall be provided and maintained on the land on which the residential care facility is situated;
- (c) notwithstanding Section 18A.(9) of By-law No. 6593, the manoeuvring area for the required three parking spaces may be located off-site;
- (d) notwithstanding Section 11.(4)(i) of By-law No. 6593, a lot not less than 11.43 m in width shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1212.

4. Sheet No. E-14 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1212.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

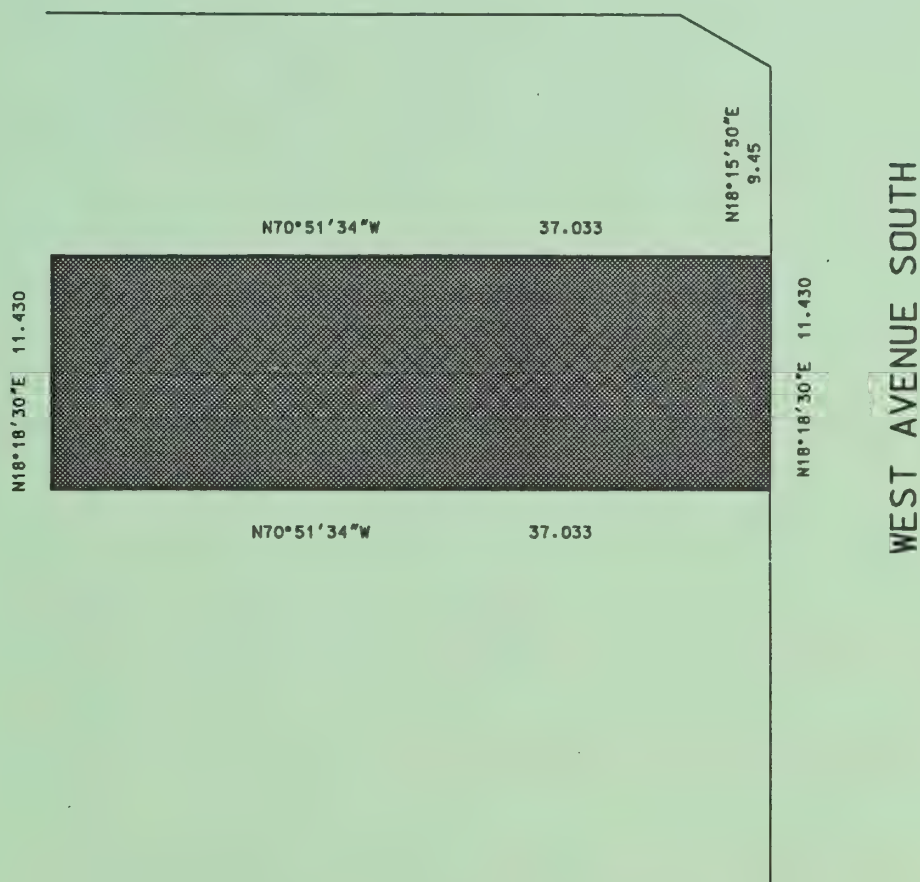
PASSED this day of A.D. 1991.

City Clerk

Mayor

(1990) 22 R.P.D.C. 17(a), December 11
(1991) 6 R.P.D.C. 4, April 11
Gwynette and Frederick Seymour, Owners
ZA-90-78

HUNTER STREET E.



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-____
Passed the _____ day of _____, 1991.

Clerk

Mayor

City of Hamilton
Schedule A
Map Forming Part of
By-Law No. 91-_____
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY
BY-LAW No. 91-



North

Scale
NOT TO SCALE

Date
JANUARY, 1991

Reference File No.
ZA90-78

Drawn By
T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Authorize:

IMPROVEMENTS TO THE FIRE DEPARTMENT RADIO SYSTEM

WHEREAS the Ontario Municipal Board by Order dated the 28th day of March 1991, (File No. E 910209), approved,

- (a) the improvements to the Fire Department Radio System to improve integrated emergency radio communication between the Fire, Police and other Municipal Departments at an estimated cost of \$2,500,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$2,500,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the improvements to the Fire Department Radio System to improve integrated emergency radio communication between the Fire, Police and other Municipal Departments may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 28th day of March 1991.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this day of A.D. 1991.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend Licensing By-law No. 79-323 respecting :

CLASS B LIVERY VEHICLE LICENCES

WHEREAS By-law No. 79-323 was passed on the 27th day of November 1979 to establish "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 4a to Licensing By-law No. 79-323 which licenses, regulates and governs livery vehicles was enacted by section 2 of By-law No. 89-249, including Class B licences for special transit for the disabled;

AND WHEREAS it is deemed desirable and expedient to alter the wording to clarify the requirements for Class B licences;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item of the Report of the Finance and Administration Committee, at its meeting held on the day of 1991, directed that Licensing By-law No. 79-323, as amended, be further amended as follows;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5(2) of Schedule 4a to Licensing By-law No. 79-323 is revoked, and the following substituted therefor as subsection 5(2) :

"(2) A Class B livery vehicle licence shall be issued to an applicant for a livery vehicle owner or a livery vehicle driver licence, where :

(a) the vehicle operation is restricted to the conveyance of passengers, who are physically unable to climb or descend steps used on conventional public transit facilities or walk a distance of 175 metres; and

(b) the passengers pay a fare less than or equal to the cash fare charged for bus service by the Hamilton Street Railway Company, as it may be set from time to time, for travel within the boundaries of the City, or to a point not more than 5 kilometres beyond its limits.

2. In all other respects, Licensing By-law No. 79-323, as amended, is hereby confirmed, unchanged.

PASSED this day of A.D. 1991.

City Clerk

Mayor

(1991)

BY-LAW NO. 91 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14th DAY OF MAY A.D., 1991.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1991

CITY CLERK

MAYOR

K.E. AVERY
CITY CLERK

J.J. SCHATZ
DEPUTY CITY CLERK



CITY HALL
HAMILTON, ONTARIO
L8N 3T4

TEL: 546-2700
FAX: 546-2095

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK

URBAN/MUNICIPAL

CA4 ON HBL AOS

A31

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, May 28, 1991
7:30 o'clock p.m.
Council Chambers, City Hall

AGENDA

1. Opening Prayer

Reverend Aleksandar Mustenikov
Macedonian Orthodox Church
St. Naum of Ohrid

2. Presentations

- (a) Conqueror II Hamilton Drum & Bugle Corps.
- (b) Hamilton Safety Council

3. Proclamations

- (a) Census Week, June 2 to June 8, 1991
- (b) World Day for Cultural Development (UNESCO) May 31, 1991
- (c) Fit Day, May 29, 1991/Presentation by Crown Life Insurance

4. Minutes

May 14, 1991

5. Petitions and Correspondence

6. Reports of the Standing Committees

- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (h) Finance and Administration Committee

7. Notices of Motion for Next Meeting

8. First Reading of the Bills

9. Second Reading of the Bills - Committee of the Whole

10. Third Reading of the Bills

11. Question Period

12. Adjournment

M I N U T E S

May 14, 1991

**Hamilton City Council
May 14, 1991
7:30 o'clock p.m.
Council Chamber, City Hall**

The Council met.

Present: Alderman F. Lombardo, Acting Mayor.

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross.

Absent: Mayor R. M. Morrow - civic business

Alderman Lombardo called the meeting to order.

* * * * *

Father Joseph Fulop, St. Stephens Hungarian Roman Catholic Church led the Council in prayer.

* * * * *

Alderman Lombardo proclaimed "Royal Week, May 13 to May 20, 1991"

Alderman Lombardo and Alderman Drury, Chairman of the Taxi Advisory Committee presented a plaque to Mr. Gordon Henderson acknowledging his selection as Hamilton Taxi Driver of the Year.

* * * * *

The minutes of the meeting held April 30, 1991 were adopted as circulated.

* * * * *

May 14, 1991

CORRESPONDENCE:

1. Letter dated April 18, 1991 from the Town of Richmond Hill respecting a resolution requesting the Government of Ontario to begin a full review of the municipal and regional government structure in the province.

Referred to the Finance and Administration Committee.

2. Letter dated April 29, 1991 from the City of North York respecting a resolution regarding changes to the Provincial Welfare Act.

Referred to the Finance and Administration Comm.

3. Letter dated April 17, 1991 from Local 1005 - Community Homes Inc. respecting a resolution regarding affordable rental housing.

Endorsed. (see page 713)

4. Letter dated May 3, 1991 from K. E. Avery, City Clerk respecting objections to By-law 91-46 regarding property at 19 Aikman Avenue, Hamilton, Ontario.

Received.

5. Application dated April 26, 1991 from Antonio Aceti and Sestina Aceti, 193 Stone Church Road West, for a change in zoning from "B" (Suburban, Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District for 193 Stone Church Road West, Hamilton, Ontario.

Received.

6. Application dated April May 7, 1991 from Hamilton Horseshoe Pitching Club Inc., 170 Brockley Drive for a modification to the "KK" (Restricted Heavy Industry) District for 170 Brockley Drive, Hamilton, Ontario.

Received.

May 14, 1991

7. Application dated April 26, 1991 from Shirley T. Young, 234 MacNab Street South, for a modification to the "DE-3" (Multiple Dwellings) District regulations for property at No. 234 MacNab Street South, Hamilton, Ontario.

Received.

8. Letter dated May 14, 1991 from Alderman Kiss and petition respecting the re-zoning application for the property at 35 Rifle Range Road, Hamilton, Ontario.

Received.

* * * * *

It was moved by Alderman Ross and seconded by Alderman Murray that the Mayor be requested to send a letter to the Minister of Tourism and Recreation objecting to the City of Hamilton being consistently omitted from tourism literature published by the Ministry of Tourism and Recreation.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Copps, Wilson, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -14.

NAYS: -0.

CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee and the Finance and Administration Committee, with Alderman Jackson in the chair.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

May 14, 1991

TRANSPORT AND ENVIRONMENT COMMITTEE - EIGHTH REPORT

Section 1: Glencarry Avenue narrowing to one lane.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher. -14.

NAYS: Aldermen Murray, Ross. -2.

CARRIED.

* * * * *

Resolution for re-consideration Sections 5, 6 and 8

It was moved by Alderman Gallagher and seconded by Alderman Ross that Item 2 of the Thirteenth Report of the Transport and Environment Committee approved by City Council on September 29, 1987; Item 4 of the Eighth Report of the Transport and Environment Committee approved by City Council on May 10, 1988; and Item 7(a) of the Third Report of the Transport and Environment Committee approved by City Council on February 4, 1991, be re-considered.

CARRIED.

* * * * *

PARKS AND RECREATION COMMITTEE - ELEVENTH REPORT

Section 2: Permission to sell beer and alcoholic beverages - Slo-Pitch Tournament - Globe Park.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Jackson -1.

CARRIED.

* * * * *

May 14, 1991

Section 3: Permission to sell food and alcoholic beverages - CariCan Festival - Dundurn Park Pavilion.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Jackson -1.

CARRIED.

* * * * *

Section 8: Modification of zoning - Mohawk Sports Park and Bernie Arbour Stadium - sale of beer

It was moved by Alderman Gallagher and seconded by Alderman Murray that section 8 of the Eleventh Report of the Parks and Recreation Committee be amended by deleting the words "the Hamilton Redbirds" in the third line of (a) and the second line in (b) and substituting in lieu thereof "any approved user" and by deleting the words "during their home games" in the last line of (a).

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Drury, Formosi, Gallagher, Murray, Ross. -10.

NAYS: Aldermen Hinkley, Copps, Wilson, Agostino, Jackson -5.

CARRIED.

* * * * *

Section 8 as amended.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Drury, Formosi, Gallagher, Murray, Ross. -10.

NAYS: Aldermen Hinkley, Copps, Wilson, Agostino, Jackson -5.

CARRIED.

* * * * *

May 14, 1991

PLANNING AND DEVELOPMENT COMMITTEE - EIGHTH REPORT

Section 8: Zoning Application - Arthur Boiago, 1285 Upper Gage Avenue

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Murray, Ross. -13.

NAYS: Alderman Jackson -1.

CARRIED.

* * * * *

Section 10: Zoning Application - Petran Holdings Limited - 45 Rifle Range Rd.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting. Alderman Formosi has a personal relationship with one of the principles of the company that owns the property in question.

Alderman Agro declared personal interest in, took no part in the debate and refrained from voting. Alderman Agro is an Employee Benefit Consultant for a company with the same principles as the owners of the property in question.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that section 10 of the Eighth Report of the Planning and Development Committee, be tabled.

YEAS: Aldermen Cooke, Kiss, Hinkley, Drury, Copps, Agostino, Jackson. -7.

NAYS: Aldermen Lombardo, McCulloch, Wilson, Merling, Gallagher, Murray, Ross. -7.

LOST.

* * * * *

Recorded vote on Section 10:

YEAS: Aldermen Lombardo, McCulloch, Drury, Wilson, Jackson, Merling, Gallagher, Murray, Ross. -9.

NAYS: Aldermen Cooke, Kiss, Hinkley, Copps, Agostino. -5. **CARRIED.**

* * * * *

May 14, 1991

LICENSING COMMITTEE - FOURTH REPORT

* * * * *

FINANCE AND ADMINISTRATION - TENTH REPORT

Section 5: Adams Warehouse Burlington Ltd. - Rally - City Hall Forecourt

Alderman Jackson declared personal interest in, took no part in the debate and refrained from voting. Alderman Jackson owns a business which could be affected by a Sunday Shopping Law.

* * * * *

Section 12: Draft By-law - Livery Vehicles

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting. Alderman Formosi is an employee of the Board of Education who uses the services of livery vehicles.

* * * * *

Section 18: Condemnation of Three local Conservative MPs for refusal to meet with Finance and Administration Committee to discuss the Hamilton Harbour Commission.

It was moved by Alderman Formosi and seconded by Alderman Gallagher that section 18 of the Tenth Report of the Finance and Administration Committee be amended by deleting the word "condemn" in the first line of (a) and substituting in lieu thereof the words "deeply regrets".

Recorded vote on amendment

YEAS: Alderman Formosi. -1.

NAYS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Jackson, Merling, Gallagher, Murray, Ross. -15. **LOST.**

* * * * *

May 14, 1991

It was moved by Alderman Hinkley and seconded by Alderman Drury that section 18 of the Tenth Report of the Finance and Administration Committee be amended by deleting the words "The Three Local Conservative MPs" in the first and second lines of sub-section (a) and substituting in lieu thereof the names "Ms. Shirley Martin, M.P. and Mr. Bill Kempling, M.P..

YEAS: Aldermen Cooke, Kiss, Hinkley, Drury, Copps, Wilson, Jackson. -7.

NAYS: Aldermen Lombardo, Agro, McCulloch, Agostino, Formosi, Merling, Gallagher, Murray, Ross. -9. LOST.

* * * * *

Section 19: Introduction of Bills - H-28: A By-law to Amend Licensing By-law No. 79-323 Respecting Class B Livery Vehicle Licences.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on Bill H-28. Alderman Formosi is an employee of the Board of Education for the City of Hamilton who uses the services of Livery Vehicles.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, the Finance and Administration Committee, and resolutions, be adopted.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0. CARRIED.

* * * * *

May 14, 1991

It was moved by Alderman McCulloch and seconded by Alderman Agro

RESOLVED: That Council review those grant requests which, because of the current procedure have not been allowed the same opportunity to have their funding request considered by either the Finance and Administration Committee or City Council prior to other grant requests being approved, thereby making their request for funds impossible due to the depletion of funding for grants;

AND THAT these outstanding grant requests be considered by the Finance and Administration Committee strictly on the basis of the merits of the applications and not on the basis of available funding;

AND FURTHER THAT recommendations respecting these outstanding grant requests be forwarded to City Council for its consideration and that City Council address the matter of additional funding, if required at that time.

YEAS: Aldermen Kiss, Agro, McCulloch, Agostino, Formosi. -5.

NAYS: Aldermen Lombardo, Cooke, Hinkley, Drury, Copps, Wilson, Jackson, Merling, Gallagher, Murray, Ross. -11. LOST.

* * * * *

It was moved by Alderman Agro and seconded by Alderman Agostino that Section 15 of the Finance and Administration Committee be now reconsidered.

YEAS: Aldermen Kiss, Agro, McCulloch, Agostino, Formosi, Jackson, Merling. -8.

NAYS: Aldermen Lombardo, Cooke, Hinkley, Drury, Copps, Wilson, Gallagher, Murray, Ross. -8. LOST.

* * * * *

May 14, 1991

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-32, A-33, A-34, A-35, A-36, A-37, A-38.

C-34, C-35, C-36, C-37, C-38, C-39.

H-27, H-28, H-29.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on Bill H-28. Alderman Formosi is an employee of the Board of Education for the City of Hamilton who uses the services of Livery Vehicles.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Jackson in the chair. (second reading)

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

Consideration of the Bills (second reading).

* * * * *

May 14, 1991

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-32, A-33, A-34, A-35, A-36, A-37, A-38.

C-34, C-35, C-36, C-37, C-38, C-39.

H-27, H-28, H-29.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on Bill H-28. Alderman Formosi is an employee of the Board of Education for the City of Hamilton who uses the services of Livery Vehicles.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-32, A-33, A-34, A-35, A-36, A-37, A-38.

C-34, C-35, C-36, C-37, C-38, C-39.

H-27, H-28, H-29.

Alderman Formosi declared personal interest in, took no part in the debate and refrained from voting on Bill H-28. Alderman Formosi is an employee of the Board of Education for the City of Hamilton who uses the services of Livery Vehicles.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

May 14, 1991

It was moved by Alderman Hinkley and seconded by Alderman Drury that Rule No. 8 of the Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a request from Local 1005 - Community Homes Inc. respecting affordable rental housing.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

It was moved by Alderman Hinkley and seconded by Alderman Drury that correspondence No. 3 respecting a letter from Local 1005 regarding affordable rental housing be endorsed.

YEAS: Aldermen Lombardo, Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

City Council then adjourned at 10:15 o'clock p.m.

* * * * *

CORRESPONDENCE

1. Undated letter/petition received by the City Clerk on May 22, 1991 from the Merchants of Jamesville, James Street North re: Disbanding of Jamesville B.I.A..

Recommendation: Be Referred to the Planning and Development Comm.

2. Application dated May 14, 1991 from David John Armstrong, 83 Seymour Drive, Ancaster, Ontario for a further modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District for land at the southwest corner of Limeridge Road East and Upper Sherman Avenue, Hamilton, Ontario.

Recommendation: Be Received.

3. Application dated May 14, 1991 from Fred and Theresa Dalpetz, 297 Stone Church Road West, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 297 Stone Church Road West, Hamilton, Ontario.

Recommendation: Be Received.

RECEIVED

MAY 22 1991

1.

CITY CLERK
Merchants of Jamesville;
C/O 195 James St. N.
Hamilton, Ontario
Rev. R.W.A. Burrridge
Tel. 522-7587
Leonilde Valentim
Tel. 522-8539

C/O
The Clerk of the City of Hamilton,
Hamilton City Hall,
Main St. W.
Hamilton, Ontario

The Clerk of The City of Hamilton;

We the merchants of Jamesville, James St. N.,
Hamilton, Ontario;
pertaining to the signed petition by us 97 in all.
RE. The vote May 8th., 1991, to disband the Jamesville B.I.A.
, its Budget; Its Board of directors.

We ask you as the Clerk, to submit this request,
the letter and petition to the City Council; and be referred
to the proper departments, and The Mayor Bob Morrow.

May 17th., /91

Dear City Council, Mayor Bob Morrow, and all departments
responsible:

We the Merchants of James St. N., in the area
of the Jamesville B.I.A., signed by hand on the attached
petitions; Request that the City Council and all the proper
authorities governing the Jamesville B.I.A. Bylaw Designation
be repealed.

On May 8th./91, the Jamesville B.I.A. called a
general meeting of the members of the Jamesville B.I.A.
To vote on the ,

Board of Directors

The Budget

And other Business.

We the members attending; voted through a motion and seconded,
to allow all members of the Jamesville B.I.A. to vote.

This was voted on and passed, by a good majority.

A motion was presented and second; That we did not
want any board of directors, nor a budget, and we did not
want the B.I.A.

next page

3

(2.)

The vote was 24 to 10 in favour of the motion.

This meeting was run by Ron Corcini, and Community Development of the City Hall.

The motion was called to vote by Ron Corcini of the B.I.A.

The City Hall,s Community Development,people supervised the voting; and giving out the ballots to each member.

We merchants of the Jamesville B.I.A. Area signed by hand on the petitions agree with the vote and to disband the Board of directors, the budget, and the B.I.A.

We here by request that the Jamesville B.I.A. and it,s bylaw of designation be repealed and stop functioning.

The BI.A. has been grossly mismanaged,by the board of directors; The president even taking \$6,000.00 of the B.I.A. funds.

It has a budget capability, which reallyis uncontrollable all the way from the Ontario Municipal Act-217 to the B.I.A. Board of directors.

The merchants have little recourse to the B.I.A.And it is notbenifiting the majority of the merchants.

It is of little intrest to the merchants of the B.I.A. area and certainly no honest effort or interest of the rest to run the board properly and responsible for it.

We ask this matter be delt with properly; In writting to us and with proper notice timing of any meetings concerning this matter.

After the first of june 1991 would be appreciated. for us personally.

cc: R.Plant QC.
cc: Mayor Bob Morrow

Thank You;

[Signature] CASASANTO CRISTO
99 & 500
[Signature] Hotel Hamilton
Staircase

[Signature] ARMORY
Surrey
Spice
INDIAN
Palace

ATTACHED IS A SAMPLE OF
THE FORM SUBMITTED WITH THE
PETITION (97 SIGNATURES).

Are you pleased the Jamesville B.I.A.; was DEFEATED;
on May 8th, 1991.

Because there is no cost control on the Levy (TAX)
And it was improperly managed.

YES (☒) ----- NO ()

BUSINESS.. *SPECIAL EFFECTS... HAIR STYLING*
ADDRESS *111 KING WILLIAM ST.....*
SIGNATURE *Sheila Allwood.....*
DATE *May 16/91...*

SAMPLE

Are you pleased the Jamesville B.I.A.; was DEFEATED;
on May 8th, 1991.

Because there is no cost control on the Levy (TAX)
And it was improperly managed.

YES (☒) ----- NO ()

BUSINESS.. *B. King William St.....*
ADDRESS *LONDON WINES.....*
SIGNATURE *D. Glanville*
DATE *MAY 16 - 1991*

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **TWELFTH** Report for 1991 and respectfully recommends:

1. That a purchase order be issued to All Around Contracting, Hamilton, in the amount of \$54,300.00 plus GST at 7% to supply all labour and material to pave the parking lot at Gage Park, being the lowest of four quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and that this expenditure be financed from Repair/Reconstruction of Various Pathways Account No. CF629045009.
2. That approval be given to the action taken by the Parks and Recreation Committee in granting the East Kiwanis Boys' and Girls' Club permission to sell alcoholic beverages, in a designated, fenced-in area on the south side of the Kiwanis building, on the occasion of their Card and Collectable Trade Show being held on Saturday, 1991 May 25 subject to the following terms and conditions:
 - (a) That proof of \$2 million Comprehensive Liability Insurance for Property Damage and Bodily Injury naming the City as co-insured, be provided.
 - (b) That the applicant assume responsibility for all labour related charges associated with the event (set-up, dismantling, clean-up, etc.).
 - (c) That alcoholic beverages be served in the confined, fenced-in area beside the Kiwanis Building.
 - (d) That the applicant adhere to all regulations stipulated by the Liquor Licence Board of Ontario in the provision of alcoholic beverages.
 - (e) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.

3. (a) That the leasing of 112 Province Street North to Edward McSherry and Teresa Campeau be approved. The tenancy is to commence on 1991 June 1 at a one time rental charge of \$250.00 due to cleaning and decorating required which has been agreed to be carried out by the tenant. Commencing 1991 July 1, the monthly rental will be \$450.00 (including realty taxes of \$1,226.79) and rental proceeds to be credited to Account No. CH44104 31106 (Civic Properties Rented).
- (b) That the Mayor and City Clerk be authorized to execute the Tenancy Agreement.
4. That the nineteenth century printing press, used until 1974 to print the **Grant Review Sachem** newspaper in Caledonia and presently part of the Dundurn Castle collection be deaccessioned and unconditionally donated to the Edinburgh Square Heritage and Cultural Centre in Caledonia.
5. (a) That the concept for the Sackville Hill Older Adult Recreation Centre prepared by Architects, Richard G. Butterworth Architect Inc./Stephen R. Teeple Architect, and attached hereto as Appendix "A", be approved.
- (b) That subject to the pre-tender estimate being within the budget, the staff be authorized and directed to call for tenders for the construction of the project.
6. That the Sackville Hill Older Adult Recreation Centre as presently known be renamed to the Sackville Hill Seniors Recreation Centre.
7. (a) That staff be authorized to complete the development of the neighbourhood component of T. B. McQuesten Park at a cost of \$86,000.00, and
- (b) That the required \$86,000.00 be provided from the \$1,500,000.00 1991 Capital Budget provision for priority parkland acquisition (as financed from The Reserve for Parkland) reducing the provision to \$1,414,000.00 and increasing the 1991 park development and redevelopment funding (CF629154004) from \$1,214,000.00 to \$1,300,000.00.

8. (a) That an agreement be entered into with the Regional Municipality of Hamilton-Wentworth to provide for the following:
 - (i) An easement for the construction of a storm water and sewage storage tank at Stroud Road as shown on the attached map Appendix "B";
 - (ii) Appropriate landscape design and treatment of the top and perimeter of the facility;
 - (iii) Payment by the Region to the City for the easement to be paid into the 5% Parks Fund; and further,
- (b) That a public information session be hosted by the Regional Engineering Department giving the details of the proposal including before and after sketches; and,
- (c) That a report detailing the easement agreement including compensation to be recovered by the City, be submitted to the Parks and Recreation Committee.
- (d) That the Culture and Recreation Department review the inventory of facilities in this neighbourhood to determine if the City can take advantage of such a significant flat area.
9. That the strategies and policies contained in the revised 1991 edition of the Park Expenditure Policies for the acquisition, sale and development of parkland from the 5% Park Dedication Fund and other revenue sources attached hereto as Appendix "C", be approved.
10. That the newly created Park in the Barnstown Neighbourhood be officially named "Elmar Park".
11. (a) That approval be given to proceed with safety, Building Code, user need, maintenance and energy saving improvements to the New Mountain Skating Centre, at 25 Hester Street on a priority basis, at an estimated cost of \$150,000.00.
- (b) That the Finance and Administration Committee be requested to recommend the method of financing the said improvements.

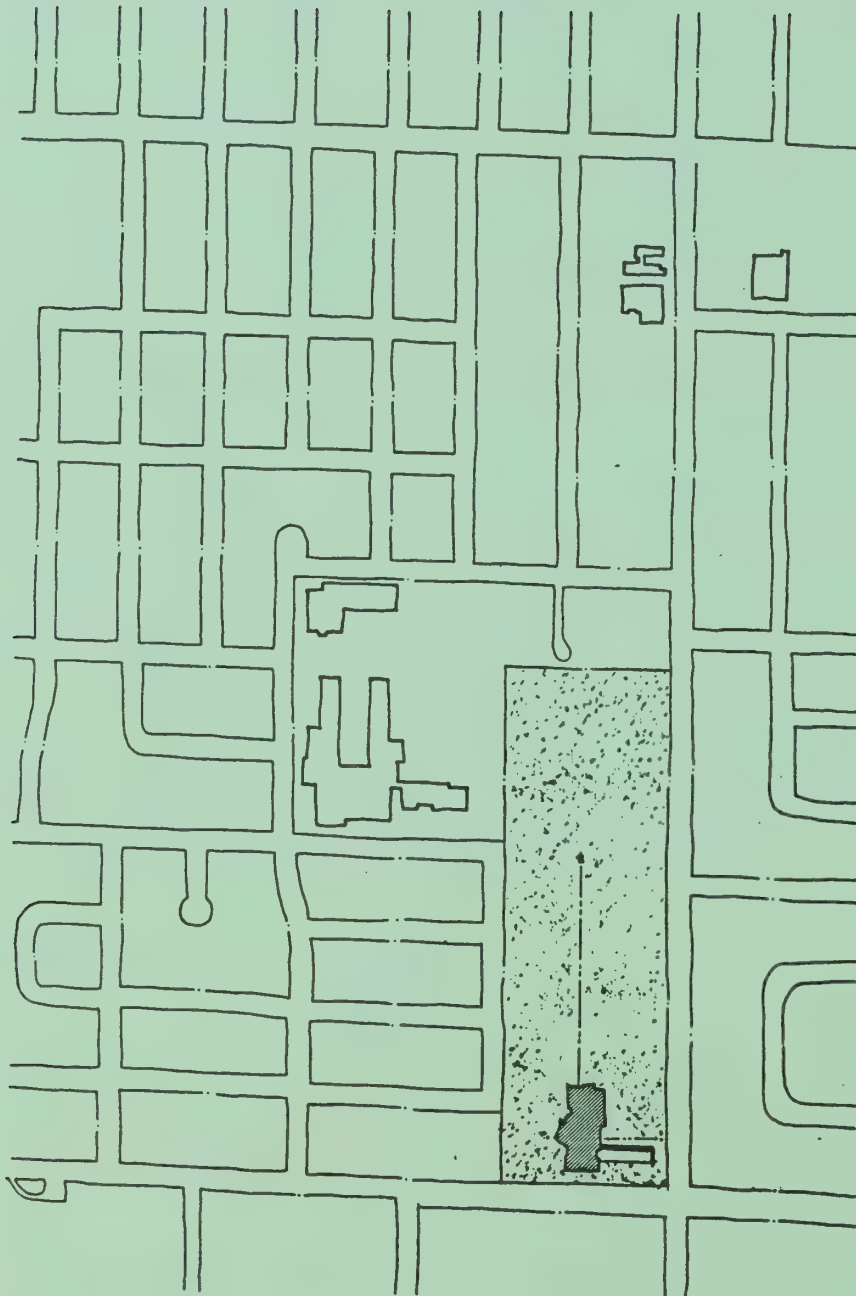
Respectfully Submitted,

K. Christenson
Secretary

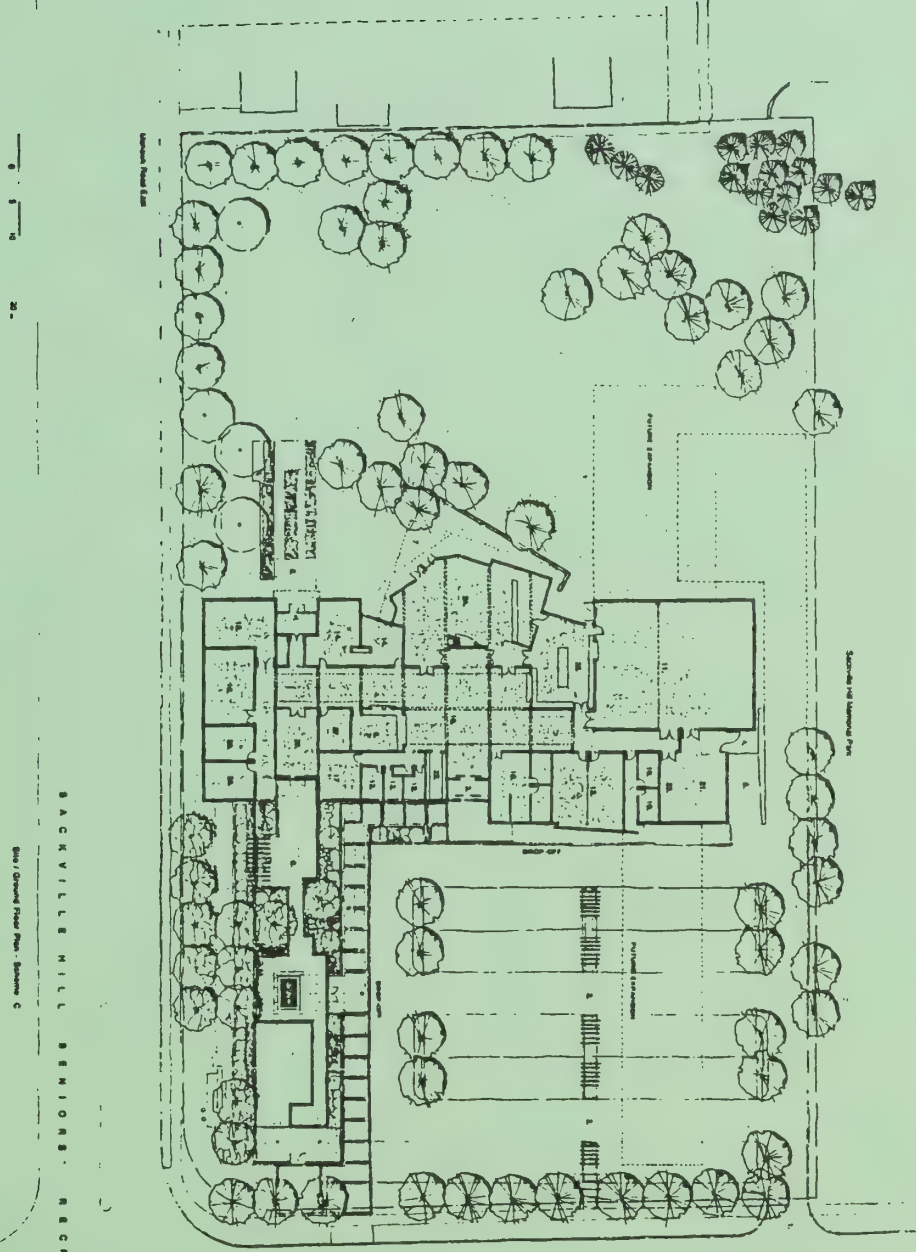
ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

1991 May 21

Appendix "A" as referred
to in Section 5 (a) of
the TWELFTH Report of the
Parks and Recreation
Committee



SACKVILLE HILL SENIORS' RECREATION CENTRE
URBAN PLAN - HYBRID BUILDING



SACKVILLE MILL SENIORS RECREATION CENTER
 Site / Grading Plan - Sheet C
 Richard B. Richardson Architects Inc.
 1000 Highway 101, Suite 100
 St. John's, NL A1B 1X6
 May 1991

- Legend
- 1. Existing Building
- 2. New Building
- 3. Existing Parking
- 4. New Parking
- 5. Existing Trees
- 6. New Trees
- 7. Existing Landscaping
- 8. New Landscaping
- 9. Existing Fences
- 10. New Fences
- 11. Existing Roads
- 12. New Roads
- 13. Existing Utilities
- 14. New Utilities
- 15. Existing Site
- 16. New Site



SACREVILLE HILL SENIORS RECREATION CENTRE

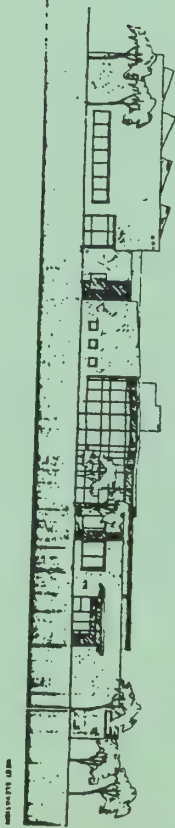
Section C

Architect: G. G. Gillingham, Inc., 1111 14th St., N.W., Washington, D.C. 20004

May, 1961



SECTION C - 1/4" = 1'-0"

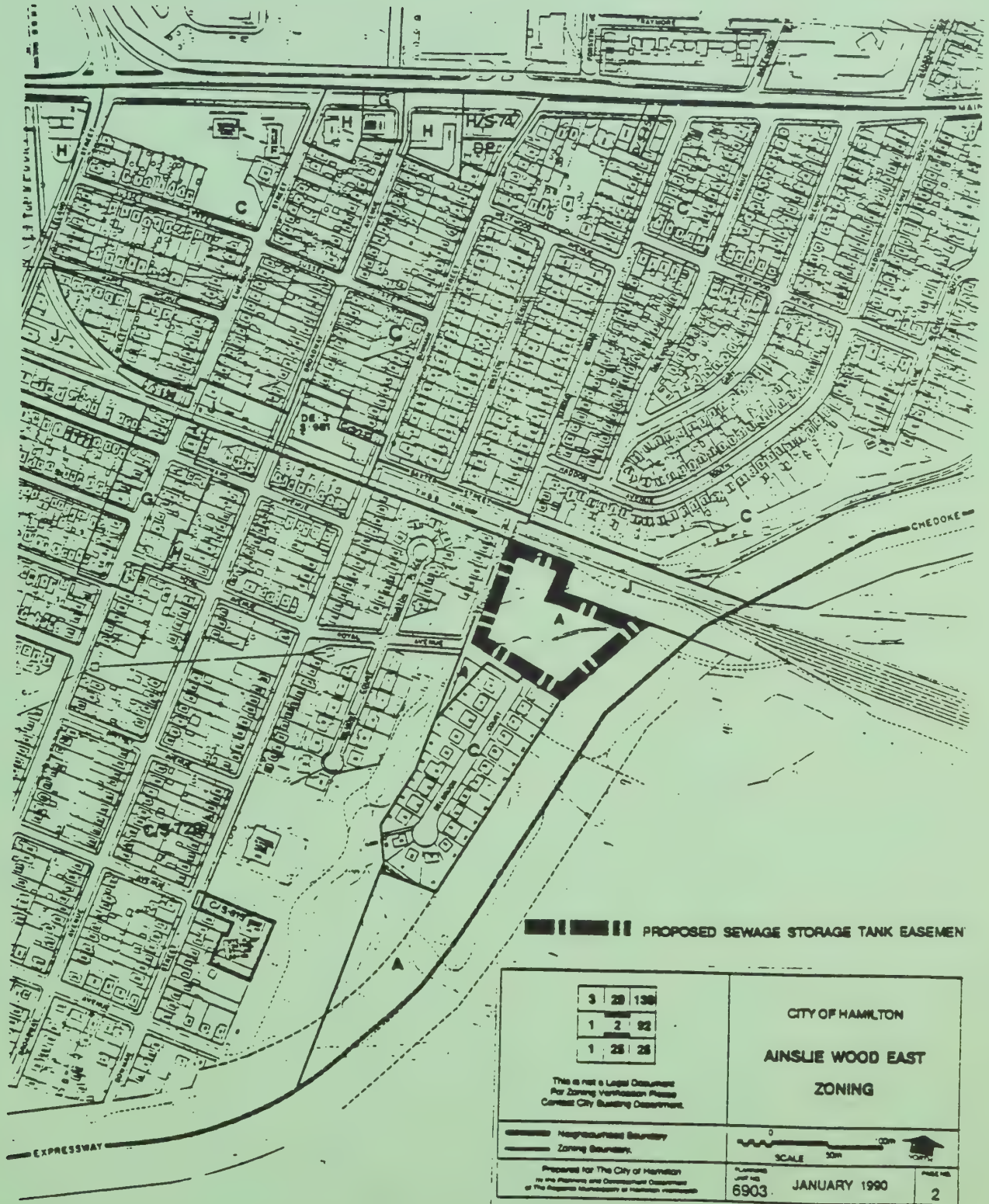


SECTION C - 1/4" = 1'-0"



SECTION C - 1/4" = 1'-0"

Appendix "B" as referred
to in Section 8 (a) (i)
of the TWELFTH Report of
the Parks and Recreation
Committee



PARK EXPENDITURE POLICIES

Appendix "C" as referred
to in Section 9 of the
TWELFTH Report of the
Parks and REcreation
Committee

Introduction:

The purpose of this document is to outline the City of Hamilton's guidelines for the acquisition, sale and development of parkland stemming from the 5% Park Dedication Fund and other revenue sources.

These guidelines were first adopted by City Council on March 13, 1984. Revisions to the original policies received Council approval in 1985 and 1988.

This edition contains modifications which reflect current social and economic trends. A major responsibility of these policies is the management of the 5% Park Dedication Fund. In this regard, ensuring a self-sustaining approach to the fiscal management of this fund has been a primary objective in the development of these revised policies.

Background:

This report has been prepared jointly by staff from the Departments of Culture and Recreation, Planning and Development, Public Works, Real Estate and Treasury. Staff representatives from these various departments form the Parks Staff Committee.

Within the guidelines of the Park Expenditure Policies, the Parks Staff Committee reviews proposed neighbourhood plans, priorities for improvement areas, acquisition and sale of park properties, park development projects and parks related studies. With park expenditure matters crossing the mandate of many departments and Committees of Council, the multi-disciplinary representation on this committee ensures a broad based perspective when forwarding recommendations.

Parks Staff Committee - Reporting Structure

City Council

Parks and Recreation Committee

City Management Team

Parks Staff Committee

Employee and Citizen Input

- *Parks Staff Committee members are listed in Appendix 1.*

This document provides the background information and policies required to manage park expenditures. For convenience, expenditure matters and the resultant policies have been documented under the following categories.

1. 5% Park Dedication Fund
2. Planning for Parks
3. Parkland Acquisition and Sale
4. Park Development
5. Development Charges

5% PARK DEDICATION FUND

Purpose:

The intent of the policies is to ensure a self-sustaining fiscal management programme. The balancing of expenditures with revenues, will ensure that sufficient funds remain available to complete the acquisition of parkland using the City's Official Plan Standards as a guide.

Background:

Residential developers are required to dedicate 5% of the land in each development area, for parks purposes or cash-in-lieu. This dedication scheme ensures an adequate park land base in each newly developed Neighbourhood.

In the 1950's, Hamilton embarked on a bold programme of assembling parkland at the centre of many of the undeveloped neighbourhoods on the mountain. Today, we are benefiting from this far sighted move. In developing neighbourhoods where there is sufficient municipal parkland, residential developers pay cash-in-lieu to the City.

These funds are transferred into the 5% Park Dedication Fund and are used primarily for expenditures on parkland acquisition in areas which are deficient according to City Standards. These monies, according to the Planning Act, may also be used for the development and maintenance of parkland and for other matters relating to parks such as studies and master plans.*

Refer to Appendix 2 for a financial summary of the 5% Park Dedication Fund, outlining the current status and long range projections for these monies.

* **NOTE: See 5% Park Dedication Fund Policy #4 Re: Maintenance**

Policies

1. *New* That the prime directive for managing the 5% fund is to ensure that sufficient monies are available for acquiring parkland such that the long range acquisition programme for attaining the City's standards for park space in each neighbourhood keeps pace with the development of new neighbourhoods.
 - *In order to achieve this directive, the funding levels available for the subordinate activities which draw upon this fund, such as development, and other park related matters, must be monitored annually and will remain dependent upon maintaining sufficient funds for acquisition.*
 - *implementation: Parks Staff Committee*

2. *New* That the 5% fund be compensated, at current market value, through direct payment or by means of a credit system, when established parklands are used for the development of non recreational public facilities within park boundaries.
 - *This programme of balancing payments for the loss of parkland through non recreational facility development recognizes the value of greenspace and is essential to maintaining the funds necessary for sustaining a desired inventory of parkland. The benefits include an ability to replace City greenspace lost to non recreational facility development and to lessen the attraction which parkland often has for non recreational facility development. This attraction is due to the notion that using City owned parkland for non recreational facility sites results in a cost savings to the Citizens of Hamilton.*
 - *implementation: Property Department*

3. *New* That the City not use the 5% Parkland Dedication Fund for parkland maintenance.
 - *Parkland maintenance funding is advanced through the current budget system. Requests for increases in maintenance funds resulting from new park developments are forwarded simultaneously with the development proposal funding request. This action advises Council of the maintenance implications prior to capital development initiation.*
 - *implementation: Parks Staff Committee*

4. *New* That the Park Expenditure Policies be forwarded annually to the Parks and Recreation Committee for review.
 - *implementation: Parks Staff Committee*

PLANNING FOR PARKS

Purpose:

The intent of these policies is to provide a frame-work within which the planning of park expenditures can proceed in a co-ordinated fashion.

Policies:

1. That a staff sub-committee reporting through the City Management Team to the *Revised* Parks and Recreation Committee, be responsible for co-ordinating park's expenditures.

- *This sub-committee will include members from the departments of Culture and Recreation, Planning and Development, Public Works, Real Estate and Treasury. Staff members from other departments and agencies will participate in the planning process as the needs arise.*

The committee will review park expenditure matters including proposed neighbourhood plans and recommendations for updating neighbourhood plans, priorities for improvement areas, acquisition and sale of parkland, proposed park developments, parks related policies and parks related studies.

This committee will meet on an ongoing basis and will forward a statistical summary report to the Parks and Recreation Committee on an annual basis.

2. That parkland be designated in neighbourhood plans having regard for the City Official Plan standards.

- *This will assist the City in fulfilling a parkland acquisition programme pursuant to Official Plan standards throughout the City.*

- *implementation: Planning and Development Department*

3. That money from the 5% fund be used, when approved by Council, for funding *Revised* park's related studies.

- *Funding park and recreation related studies from the 5% fund has been approved in past years.*

A "park and open space master plan" will be initiated in 1991. This master plan is an essential step in bridging the range of disciplines and departments involved in the management of our parkland resources by incorporating into one document an evaluation of our existing standards, policies and programmes. This document will provide the City with strategies to ensure the proper and ultimate use of our parkland and open space.

Additional studies may be required to complement existing research, towards the need and location for future major facilities.

- *implementation: Parks Staff Committee*

4. *That, for the purpose of implementing Provincial subsidy programmes (Programme for Renewal, Improvement, Development and Economic Revitalization - P.R.I.D.E.) and maximizing allocations, applications will be made yearly to the Ministry of Municipal Affairs for the next priority neighbourhood/Community Improvement Project Area.*

New

- *Recommendations will be forwarded, on a regular basis, to the Parks and Recreation Committee and City Council, to establish a priority list of Community Improvement Project Areas for this purpose. (See Appendix 3, Table One for an explanation of the existing programmes, Table Two for a status report of present neighbourhood projects and next priority, P.R.I.D.E. Neighbourhoods).*
- *implementation: Public Works Department*

PARKLAND ACQUISITION AND SALE

Purpose:

These policies form the guidelines for managing the acquisition and sale of lands towards achieving the City's standards in parkland.

The acquisition of parkland is the most essential element in guaranteeing the future access of Hamilton's Citizens to openspace. The provision of parkland/openspace is fundamental in the quality of life for the residents of this City and as a result, land acquisition is represented as the major priority in park expenditures.

Background

The situation in the 1960's was:

- the post war development usually had adequate land for park development,
- the newly developing neighbourhoods had adequate land for park development,
- the older parts of the City had a shortfall of parkland by current standards.

In the early 1970's, a program of planning developed neighbourhoods was begun starting with the older neighbourhoods first. In many of the plans, it was established that buildings should be torn down to create parks. It was here that the '5% park fund' came into play.

In the mid 1970's, accounts were established to acquire land mostly in the lower city. Originally, accounts were created for Durand, Corktown, Beasley, Central, Stinson, Landsdale and Gibson, all inner city areas, and for two mountain neighbourhoods, Quinndale and Rushdale. As neighbourhood plans were completed, further accounts were set up for Keith, McAnulty, Crown Point East, Crown Point West and Homeside.

These accounts are known as 'Priority One' accounts, meaning, that these areas have the greatest need for parkland acquisition. Approximately \$6 million has been used to acquire about 130 out of approximately 150 properties necessary to consolidate the required land base. Nearly all properties have been bought on a willing seller - willing buyer basis. No more major priority accounts are felt to be needed in the foreseeable future.

PARKLAND ACQUISITION AND SALE

Policies

1. That acquisition continue in the Priority One parks as follows:

- i) by using money paid into the 5% parks' fund.

Although \$500,000 is included in the capital budget each year, the actual figure is determined by the revenue from private sector development, sale and lease of park land. Consequently, no money comes from the general levy or debentures and therefore the mill rate is not affected;

- ii) on a willing seller - willing buyer basis, wherever possible, and in accordance with city policies on reviewing the need for expropriation.
- iii) by notifying owners by letter, at regular intervals, that the City is interested in purchasing when the owner is ready to sell.

There are adequate funds to proceed with acquisition of Priority One Parks.

- *implementation: Parks Staff Committee and the Property Department*

2. That 5% funds, estimated to be approximately \$1,000,000, outside that necessary for
Revised Priority one parks, will be required each year to acquire lands designated as parkland, according to the City's Official Plan and neighbourhood plans.

- *Acquisition needs are still great and are estimated to be \$12 million. Outstanding parkland acquisitions are listed on Appendix 4.*

- *implementation: Parks Staff Committee and the Property Department*

3. That the 5% parks' fund be used for parks which are designated for neighbourhood,
Revised community, or City-wide use and that expenditures on parks of a regional significance, be funded from other sources, preferably a Regional or Provincial Agency.

- *The 5% parks' fund cannot be stretched to include parks of Regional significance and it is appropriate that the municipal tax base or a Regional or Provincial Authority be responsible for acquisition and development of such parks.*

- *implementation: Parks Staff Committee*

4. That the City sell areas of land acquired for parks purposes if after intensive review there is deemed to be no further need for the land for parks or other municipal purposes.
 - *The sale of City lands acquired for parks, but no longer needed for parks, will release capital for other parks expenditures. The Parks and Recreation Committee will consider possible sales.*
 - *implementation: Parks Staff Committee and the Property Department*

5. That revenues realized from the sales of City-owned land designated for park and open space be paid back into the 5% parks' fund.
 - *Past expenditures on parks should be channelled back into parks when parkland is no longer needed.*
 - *implementation: Parks Staff Committee, Property and Treasury Departments*

6. *Revised* That school land for parks purposes be limited to passive, open space, wherever possible, and that joint use guidelines be developed by the Parks Staff Committee in conjunction with the Public and Separate School Boards to ensure mutually beneficial relationships.
 - *This will reduce the amount of physical development, ie. play structures, sports fields, undertaken on Board of Education property, thus minimizing jurisdictional conflicts associated with maintenance, liability, programming.*
 - *implementation: Parks Staff Committee*

7. Wherever possible, properties that are acquired, but not yet needed for park purposes, should be used to their maximum potential. Houses should be leased out unless the condition of the property does not merit fixing, in which case the property should be demolished. Buildings including residential, commercial and industrial sites should be leased on a short-term basis.
 - *This is good business management, prevents the area from deteriorating and provides affordable housing and business space.*
 - *implementation: Property Department*

PARK DEVELOPMENT

Purpose:

The intent of these policies is in part, to provide the guidelines within which parkland development can proceed in a co-ordinated fashion.

Background:

Parkland development is divided into two basic categories including new park development and park re-development projects. Both categories can be funded through the use of the 5% park dedication fund.

The demand for new park development is fairly consistent with the pace of new residential development within the City. As new neighbourhoods develop, residents require access to greenspace lands for active and passive recreation. The demand for safe play areas is very acute during the construction of new neighbourhoods.

Park re-development becomes necessary as parks become older and outdated. Changing trends and preferences, as well as changes in demographics and the inevitable fatigue in park amenities all lead to the need for park re-development projects.

The purchase of large tracts of parkland during the 1950's, in then undeveloped neighbourhoods on the mountain, has put the city in the enviable position of having a 5% park dedication fund. Since the monies for the original land acquisitions came via the general tax levy, park re-development projects are logically eligible for funding through the 5% park dedication fund.

Policies

1. *New* That the priority for developing parkland be established through the Parks and Open Space Master Plan as a sub task.

- *A comprehensive park development master plan is a logical product of the overall Parks Master Plan and will be derived as a result of reviewing all conditions affecting the demand for developed parkland.*

- *implementation: Public Works Department*

2. *Revised* That park development and re-development projects be funded through the 5% fund on a priority basis taking into account the classification of the site, according to the following table.

Parkland Development and Re-development Funding Priority - by classification

First Priority	Neighbourhood Parks, Parkettes
Second Priority	Community Parks
Third Priority	City-wide Parks

- *Park Development at the neighbourhood level is a first priority due to the significant role within this City of the neighbourhood park. These sites are first and foremost in meeting the needs of Hamilton's citizens for recreational greenspace.*
- *implementation: Public Works Department*

3. *New* That park development and re-development projects incorporate public input into the planning process.

- Public input during the planning of park development projects is a necessity. Encouraging the communication of public concerns and ideas and a reflection of this input in the park development proposals can have positive results in the outcome of any development project.
- Through the office of the Ward Aldermen, the formation of Neighbourhood Park Committees should be encouraged for all neighbourhood park new developments to facilitate the input of public concerns.

Public input towards Community and City level park development and re-development projects should be encouraged in a fashion which reflects the interests of the residents of the City "at large."

- *implementation: Public Works and Culture and Recreation Departments at the request of the Ward Aldermen*

4. *Revised* That each time a park is recommended for development, a statement of the relevant maintenance costs be forwarded for inclusion in the current budget.

- *This policy will ensure that the full maintenance implications of each park development project are known when decisions to develop each park are made and that the financial amendments are then reflected in the appropriate current budget account.*
- *implementation: Public Works Department*

5. That where development of parks is appropriate in the future, the full use of federal and provincial dollars be closely studied.
 - *This will enable needed parks to be developed at reduced cost to the City.*
 - *implementation: Culture and Recreation , Planning and Public Works Departments*

6. That vacant, undeveloped parks be seeded and maintained where feasible.
 - *Vacant sites to be used for parks in the future can become an eyesore and degrade a neighbourhood. Seeding, which is not costly and improves appearance, provides an area which can be used. The maintenance costs may be little more than continually clearing debris from the site. Complaints from neighbours are less likely.*
 - *implementation: Public Works*

7. That where developers are dedicating parkland, the area should be graded, topsoiled and seeded as a condition of draft subdivision approval.
 - *This will reduce the cost of park development.*
 - *implementation: Planning and Development and Public Works Departments*

8. That a ceiling be placed upon park development project funding from the 5% park *Revised* dedication fund as follows:
 - A. An annual limit of \$200,000.00 for play equipment.
 - B. An annual limit of \$1,200,000.00 for overall park development and re-development.
 - *These funding levels are subordinate to the need to fund parkland acquisitions.*
 - *Funding for development, in excess of this amount will jeopardize the fiscal management programme for the 5% fund and therefore, should be forwarded through the capital budget process using funds outside of the 5% fund.*
 - *implementation: Parks Staff Committee, Culture and Recreation and Public Works Departments*

DEVELOPMENT CHARGES

Purpose:

The intent of the policies which regulate Development Charges is to integrate these funds into the overall park expenditure programme. Development Charges are, in essence, a similar programme to the 5% Park Dedication. Both programmes charge a fee for development and while the 5% Park Dedication is 100% park and recreation oriented only a portion of the Development Charges are intended for parks purposes. That portion of funds identified for parks purposes are specifically for park development.

Monitoring the park's related portion of the development charges and managing the expenditures of these funds will be administered within the guidelines of the Park Expenditure Policies.

Background:

In November 1989, the Provincial Government legislated the Development Charges Act. This act governs the recovery of municipal and educational capital costs for new residential, industrial and commercial development.

In February 1990, City Council adopted the recommendations of the Coopers Lybrand Consulting Group report and initiated the recovery of municipal capital charges for new development.

Of the overall capital charges for residential, industrial and commercial development, only those funds generated through residential capital charges are related to park expenditures.

All of the funds raised for park development and a portion of the funds raised for Culture and Recreation Services, fall within the jurisdiction of the Park Expenditure Policies.

Details of the capital charges for the Culture and Recreation and Public Works Departments are found in Appendix 1, Schedules 1 and 2 of the Coopers & Lybrand, Capital Charges Study, December 1, 1989.

Policies

1. *New* That the funds collected through the capital charges for residential development be utilized only for the development of the specific park sites identified in the Coopers Lybrand report as detailed in Appendix 1, Schedules 1 and 2.
 - *The capital charges fee was established on the basis of development costs for the park sites specified in this report. The legitimacy of spending these funds is maintained through an accurate utilization of these funds for the project sites for which the charges are being collected.*
 - *implementation: Treasury, Public Works and Culture and Recreation Department*

2. *New* That development of the park sites identified in the Coopers Lybrand report not be contingent upon full project funding via capital charges.
 - *The capital charges will recover only those portions of a park's development costs which are directly attributed to new residential growth.*
 - *Full capital charges funding for a park site's development may not necessarily be collected before public pressure requires the park's development. Proper accounting measures can document the flow of funds from capital charges into the 5% fund to ultimately balance the park development costs.*
 - *implementation: Treasury, Public Works and Culture and Recreation Departments*

3. *New* That the park development strategy for those sites to be funded through development charges, be integrated within the overall park development master plan.
 - *This will ensure the co-ordinated development of parkland based upon need rather than source of funding.*
 - *Since funding for parkland development is subordinate to the demand for funding for acquisition of parkland, consideration must be given to allowing the funds from capital charges to finance the development of the park sites for which they are being collected, outside of other demands for funding.*
 - *implementation: Public Works Department*

December 11, 1990

P5-6-4-8

PARKS STAFF COMMITTEE MEMBERS

Nick Adhya	Treasury	546-4519
Rick Buckle	Real Estate	546-4509
Bob Chrystian	Public Works	546-4629
Chris Firth-Eagland	Public Works	546-2465
David Godley	Planning	546-4229
Gerry Groppler	Planning	546-4146
Jacqueline McNeilly	Public Works	546-2754
Corky Secore	Culture and Recreation	546-4663

23-Jan-91

Appendix 2

THE CORPORATION OF THE CITY OF HAMILTON
ANALYSIS OF RESERVE FOR 5% PARK LANDS
AS APPROVED BY THE FINANCE AND ADMINISTRATION COMMITTEE ON JANUARY 16 & 17, 1991
PERIOD 1991-1995
(000's)

Description (1)	1991 (2)	1992 (3)	1993 (4)	1994 (5)	1995 (6)	1996 & After (7)
Estimated Balance as at December 31, 1990.	4,041	2,341	1,411	1,902	842	(484)

REVENUE

Estimated Revenue

- 5% Land Dedication - 1991-1995

Land Acquisition at Macassa Park 7 - Fire Dept

Interest Income

1200	1,100	1,000	900	800	
800					
300	234	141	190	84	(48)
2,300	1,334	1,141	1,090	864	(48)

EXPENDITURE

1991-1995 Provisional Capital Budget:
Per Financing Statement

Net City Cost Allocation 1991-1995: 11,274	4,000	2,264	650	2,150	2,210	
CLOSING BALANCE as at December 31	4,000	2,264	650	2,150	2,210	0
	2,341	1,411	1,902	842	(484)	(532)

NOTE: (1) CONTINGENT LIABILITY: THE CITY HAS RECEIVED PARKS CREDIT (I.E. EXCESS OF 5% LAND DEDICATION) IN AN ESTIMATED AMOUNT OF FOUR MILLION DOLLARS.

(2) THE REVENUE DOES NOT INCLUDE ANY RECOVERY FROM 2% PARKLAND DEDICATION FOR COMMERCIAL AND INDUSTRIAL DEVELOPMENTS.

SEPAKRE

TABLE ONE

EXISTING PROVINCIAL PROGRAMMES

Programme for Renewal, Improvement, Development and Economic Revitalization (P.R.I.D.E.)

The new (1986) P.R.I.D.E. Initiative replaces and expands upon the Commercial Area Improvement Program (CAIP) and the Ontario Neighbourhood Improvement Programme (ONIP). Under P.R.I.D.E., community renewal projects in all older sections of a municipality, including industrial, waterfront, and mixed use areas are eligible for assistance. Therefore, P.R.I.D.E. allows municipalities to take a more comprehensive approach to community improvement. The Programme allows for a maximum expenditure of eight hundred thousand dollars (\$800,000.) (50% Provincial and 50% Municipal) on a grant basis over a three year period.

Programme for Renewal, Improvement, Development and Economic Revitalization; Special Initiative to Support Residential Intensification (P.R.I.D.E., H.I.N.T.)

P.R.I.D.E., H.I.N.T. works hand in hand with P.R.I.D.E. by allowing a 50% grant covering such items as:

- capital costs of building, improving or replacing services and utilities (e.g. streets, sewers, watermains) and social and recreational facilities (e.g. parks, community centres, libraries, or parking areas)
- aesthetic improvements such as streetscape upgrading, landscaping and buffers to reduce land use conflicts
- administration costs
- land and building acquisition, clearance demolition for eligible P.R.I.D.E. project components and related relocation costs

Applications will be assessed on the basis of the municipality's commitment to intensification in the project area and the potential for new residential units in the area.

DECEMBER 1990

CURRENT COMMUNITY IMPROVEMENT PROJECTS

TABLE TWO

NAME	TOTAL PROVINCIAL/ MUNICIPAL ALLOCATION	EXPECTED COMPLETION DATE
Corktown Stinson ONIP	\$900,000.	June 1991
Crown Point West/Stipeley (Phase I P.R.I.D.E.)	800,000.	June 1991
Crown Point West/Stipeley (Phase II P.R.I.D.E.)	700,000.	December 1992
Central/Beasley P.R.I.D.E.	627,000.	December 1993

FUTURE COMMUNITY IMPROVEMENT PROJECTS

NAME	TOTAL ESTIMATED PROVINCIAL/MUNICIPAL EXPENDITURE	EXPECTED DATE
Central/Beasley P.R.I.D.E. H.I.N.T.	\$1,600,000.	April 1991
Crown Point East/McAnulty P.R.I.D.E. (Phase I)	800,000.	April 1992
Crown Point East/McAnulty P.R.I.D.E. (Phase II)	800,000.	April 1993
Hamilton Beach P.R.I.D.E.	800,000.	April 1994
Stipeley P.R.I.D.E.	800,000.	April 1995
Parkview P.R.I.D.E.	800,000.	April 1996
Blakeley/St. Clair P.R.I.D.E.	800,000.	April 1997

DECEMBER 1990

P5-6-48

December 5, 1990

OUTSTANDING PARKS 5% FUND ACQUISITIONS

NEIGHBOURHOODS

Abion Falls	Approximately	21.70 Acres
Allison	Approximately	2.30 Acres
Broughton West	Approximately	5.30 Acres
Carpenter	Approximately	2.40 Acres
Chappel East	Approximately	2.50 Acres
Crerar	Approximately	2.50 Acres
Gourley	Approximately	4.65 Acres
Kennedy East	Approximately	1.00 Acres
North Hannon	Approximately	8.50 Acres
Riverdale East	Approximately	1.00 Acres
St. Clair (Life Savers)	Approximately	0.75 Acres
Keith	Aquisition Complete (1991)	TOTAL 52.60 Acres

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **NINTH** Report for 1991 and respectfully recommends:

1. That the Building Commissioner be authorized to issue a demolition permit for 464 Wentworth Street North.
2. That a Designated Property Grant in the amount of six thousand, two hundred and twenty five dollars (\$6,225.) be provided for Wentworth Condominium Corporation 35, 39, 41, 43 Duke Street, Hamilton.
3.
 - (a) That the City of Hamilton accept the sum of \$118,800. as cash payment in lieu of the 5% dedication in connection with "Paradise Gate Estates", Hamilton, located east of Upper Paradise Road and north of Rymal Road, this being the cash requirement under Section 50 of the Planning Act; and,
 - (b) That the City of Hamilton accept the sum of \$9,450. cash payment in lieu of the 5% dedication in connection with "Elia Heights - Phase One", Hamilton, located at the south-west corner of Eleanor Avenue and Stone Church Road East, this being the cash requirement under Section 50 of the Planning Act.
4.
 - (a) That the City accept an "Agreement by Owner to Accept Compensation" for the property of Rupert Inniss, executed on 1991 May 7 and scheduled for closing on 1991 September 30. The subject property has a frontage of 11.46 metres (37.6 feet), more or less, on the east side of Birch Avenue and a frontage of 17.7 metres (58.1 feet) on the south side of Gerrard Street, by a depth of 22.27 metres (73.06 feet), more or less, together with all structures erected thereon being Municipal No. 358 Birch Avenue.

- (b) The compensation of \$67,500. is to be charged to Account No. CF55903 08750001 (Land Acquisition - Enclave Clearance Program). Demolition is to take place upon closing.
- 5. That the Director of Local Planning be authorized to notify the Ontario Ministry of Housing that the City of Hamilton, Municipal Building Profile Database has been completed and be requested to forward the outstanding \$2,000. of the \$20,000. Municipal Building Profile Grant.
- 6.
 - (a) That the physical alterations relevant to the downsizing within the Building Department, be carried out at an estimated cost of \$125,000. The downsizing was part of the reorganization of the customer service division of the Building Department approved by City Council on 1991 March 26.
 - (b) That the Finance and Administration Committee be requested to recommend a method of financing in accordance with the City Council resolution approved 1990 July 31 on unbudgeted capital expenditures.
- 7.
 - (a) That funds be provided from the Commercial Improvement Programme Account No. CF5200 428705006 at a total cost of twenty-five thousand dollars (\$25,000.) for the provision of widened sidewalks on the east side of John Street South between Main and King from 21 - 31 John Street South as shown on the attached map marked as Appendix "A", and;
 - (b) That Regional Council be requested to implement this proposal.
- 8.
 - (a) That the Commercial Improvement Programme for 1991 estimated at two hundred and ninety-three thousand, nine hundred and thirty-six dollars (\$293,936.) as shown on the attached table marked as Appendix "B", be approved; and,
 - (b) That the amount be charged to the Commercial Improvement Programme, Account No. CF5698 428705099.

9. (a) That in accordance with Phase III of the H.S.R. Bus Shelter Proposal, Hamilton Street Railway be given approval to install bus shelters in the proposed locations other than Gore Park as follows:
 - (i) King Street West, north side, between James Street North and MacNab Street (in front of Grand and Toy)
 - (ii) 2 shelters located on King Street East, north side, between Hughson Street North and James Street North
 - (iii) on King Street East, north side between John Street North and Hughson Street North
 - (iv) on James Street North, west side north of King William Street (in front of the Eaton's Centre)
- (b) That the public response to the Downtown shelters continue to be monitored.
10. (a) That the City of Hamilton convey to the adjacent owners (Giovanni Fortino, Umberto Spagnuolo and Stan Felice) lands known as Part 8 of Plan 62R-11000, 225 Acadia Drive, 11, 15, 19, 23, 27, 31, 35, 47, 51 and 55 Beaverton Drive in the City of Hamilton, and that the sale price for these lands be \$1.00;
- (b) That the City Real Estate Department be authorized and directed to sell Part 8, Plan 62R-11000; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute the documents required in this matter.
11. (a) That the Subdivider (668539 Ontario Ltd. - Bob Jugovic and Tony Faiella) be granted relief from the additional charges incurred by the City's contractor of approximately \$4,652.00 to complete the grading for Lots 7 and 8 in the Berrisfield Gardens Addition, Hamilton; and,
- (b) That the funds for these charges be derived departmentally from Account No. CH5X92700107 - Reserve for Services through Unsubdivided Lands.

12. That the plans of Site Plan Control Application DA-89-13 by Lillian Heights Inc., owner of land known as 14 Derby Street, for a co-ordinated development of a 22 and 28 unit townhouse project, be registered on title.
13. That approval be given to Zoning Application 89-103, Steinnagel Construction, owner requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit the development of the subject lands for single-family dwellings, for lands north of Brenda Street, in the area east of Eleanor Avenue, as shown on the attached map marked as Appendix "C", on the following basis:
 - (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
 - (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-38D for presentation to City Council;
 - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
14. That Zoning Application 91-05, Mr. L. Hochglaube and Mr. E. Bogomolny, owners requesting a further modification to the "C" (Urban Protected Residential, etc.) District regulations to reduce the capacity of the existing day nursery from 133 to 88 children and convert the resultant floor space, being approximately 250 m², to medical offices, for property located at 44 Greendale Drive, as shown on the attached map marked as Appendix "D", be denied for the following reasons:
 - (a) it conflicts with the intent of the Official Plan, in that approval of the application would result in non-local traffic using the residential street (Greendale Drive) to access the site, thereby detracting from the residential character of the area (e.g. increased traffic volumes, noise and potential over-flow on-street parking generated by the new additional use);
 - (b) it conflicts with the intent of the approved Gilkson Neighbourhood Plan which designates the site for "Civic and Institutional" use; and,
 - (c) approval of the application could encourage future applications to further reduce the size of the day nursery for additional medical office facilities, thereby changing the residential character of the neighbourhood by commercializing the property.

15. That approval be given to amended Zoning Applications 89-22 and 89-23, G. Fortino, U. Spagnuolo, S. Filice, M. and O. Presta, F. Carobelli, A. and L. Scornaienchi and G. Fortino, In Trust, owners for changes in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District (Block "1"); from "AA" (Agricultural) District, modified to "G-1" - 'H' (Designed Shopping Centre - Holding) District (Block "2"); from "C" (Urban Protected Residential, etc.) District to "G-1" - 'H' (Designed Shopping Centre - Holding) District (Blocks "3" and "4"); and from "AA" (Agricultural) District to "G-1" - 'H' (Designed Shopping Centre - Holding) District (Block "5"), to permit townhouses on Block "1" and a retail commercial shopping plaza on Blocks 2, 3, 4 and 5, for properties at 1508, 1514 and 1530 Upper James Street, as shown on the attached map marked as Appendix "E", on the following basis:
- (a) That the amending By-law apply the holding provisions of Section 35(1) of The Planning Act, R.S.O. to Blocks "2", "3", "4" and "5" by introducing the holding symbol 'H' as a suffix to the proposed Zoning District which will prohibit the development of Blocks "2", "3", "4" and "5" until a site plan is approved for comprehensive development of the commercial. Removal of the holding restriction shall be conditional upon the approval of a site plan for a comprehensive development of Blocks "2", "3", "4" and "5" and the site plan being registered on title of the land.
 - (b) That Block "1" be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District;
 - (c) That Block "2" be rezoned from "AA" (Agricultural) District, modified to "G-1" - 'H' (Designed Shopping Centre - Holding) District;
 - (d) That Blocks "3" and "4" be rezoned from "C" (Urban Protected Residential, etc.) District to "G-1" - 'H' (Designed Shopping Centre - Holding) District;
 - (e) That Block "5" be rezoned from "AA" (Agricultural) District to "G-1" - 'H' (Designed Shopping Centre - Holding) District;
 - (f) That the "G-1" (Designed Shopping Centre) District regulations, as contained in Section 13A of Zoning By-law No. 6593, applicable to Blocks "2", "3", "4" and "5", be modified to include the following variances as special requirements:
 - (i) That notwithstanding Section 13A(4), a minimum front yard of 6.0 m shall be provided and maintained for property at 1508 Upper James Street (Building "A" - Appendix "F");

- (ii) That notwithstanding Section 13A(4), a front yard of a depth of at least 24 m shall be provided and maintained for property located at 1514 to 1530 Upper James Street (Building "B" - Appendix "F");
- (iii) That notwithstanding Section 13A(4), a minimum northerly side yard of 3.0 shall be provided and maintained for property located at 1508 Upper James Street (Building "A" - Appendix "F");
- (iv) That notwithstanding Section 13A(4), a minimum southerly side yard of 7.62 m shall be provided and maintained for property located at 1514 and 1530 Upper James Street (Building "B" - Appendix "F");
- (v) That a minimum of 3.0 m wide landscaped area, excluding areas required for driveway accesses, shall be provided and maintained adjacent to the Upper James Street road allowance for Blocks "2", "3" and "4";
- (vi) That a minimum 6.0 m wide landscape strip and a minimum 1.2 m to 2.0 m high visual barrier shall be provided and maintained along the entire westerly rear lot line of Block "5", and along that portion of the northerly side lot line of Block "5", which is distant 45.0 m from the north-westerly corner of Block "5";
- (vii) That a minimum 4.5 m wide landscape strip shall be provided and maintained along that portion of the southerly side property line of Block "1" which abuts the service driveway of adjoining land to the south within the "G-1" (Designed Shopping Centre) District;
- (viii) That a minimum 1.2 m to 2.0 m high visual barrier shall be provided and maintained along the entire southerly and northerly side lot lines of Block "1";
- (g) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1230, and that the subject lands on Zoning District Map W-9D be notated S-1230;
- (h) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9D for presentation to City Council;
- (i) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area;

(j) That the Mewburn (East) Neighbourhood Plan be amended by redesignating:

- | | | |
|-----|--|---|
| (1) | Block "1"
(rear portion) | From: "Single and Double Residential"
To: "Attached Housing" |
| (2) | (front portion) | From: "Commercial"
To: "Attached Housing" |
| (3) | Block "5"
(northwesterly
corner) | From: "Attached Housing"
To: "Commercial" |
| (4) | (middle portion) | From: "Neighbourhood
Commercial"
To: "Commercial" |

and by establishing a 4.5 m (15.0 ft.) wide landscape strip along the southerly side property line between the proposed townhouse development and the service driveway for the commercial development to be established on adjoining lands to the south.

The 6.0 m (20.0 ft.) wide landscape strip separating the proposed townhouse development from the proposed commercial development fronting onto Upper James Street, (between Blocks "1" and "5") must also be relocated.

(k) That prior to the removal of the 'H' (Holding) symbol, the site plan be registered on title.

16. That Zoning Application 91-11, 829145 Ontario, Inc. (M. Lulgjuraj), owner, requesting a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations to permit a billiard room on the ground floor of the existing building located at 324 Queenston Road, as shown on the attached map marked as Appendix "G" be denied for the following reasons:

- (a) It conflicts with the intent of the Official Plan and represents an over-intensification of land use, in that six parking spaces are required and no legal parking spaces can be provided. Further, approval of the application could lead to nuisances associated with on-street parking in the surrounding residential area.
- (b) It conflicts with the intent of By-law 78-184 which specifically excludes, among other uses, billiard rooms from the "H" District due to nuisance factors and spill-over effects associated with such uses (e.g. noise, parking, headlight glare, etc.) on adjoining residential areas.

- (c) It is an incompatible land use with the adjoining single-family homes to the south. Further, the subject lands are in close proximity to three schools with the closest being one block to the south.
- (d) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Zoning By-law.

17. That leave be granted to introduce the following Bills:

- | | |
|----------------------|--|
| Bill No. C-40 | A By-law to Amend Zoning By-law No. 6593 Respecting Lands Located at the Rear of Municipal Nos. 109 and 115 Highway No. 8. |
| Bill No. C-41 | A By-law to Repeal By-law No. 87-248 Respecting Land Located at Municipal No. 116 MacNab Street South. |
| Bill No. C-42 | A By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 763 Stone Church Road West. |
| Bill No. C-43 | A By-law to Amend Zoning By-law No. 6593 Respecting Lands Located at Municipal Nos. 1515 and 1523 Upper Gage Avenue. |
| Bill No. C-44 | A By-law to Remove Part of "Templemead No. 2 Survey, Phase 8", Registered Plan of Subdivision from Part-Lot Control. |

Respectfully Submitted,

**ALDERMAN F. LOMBARDO, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE**

Susan K. Reeder, Secretary

1991 May 22

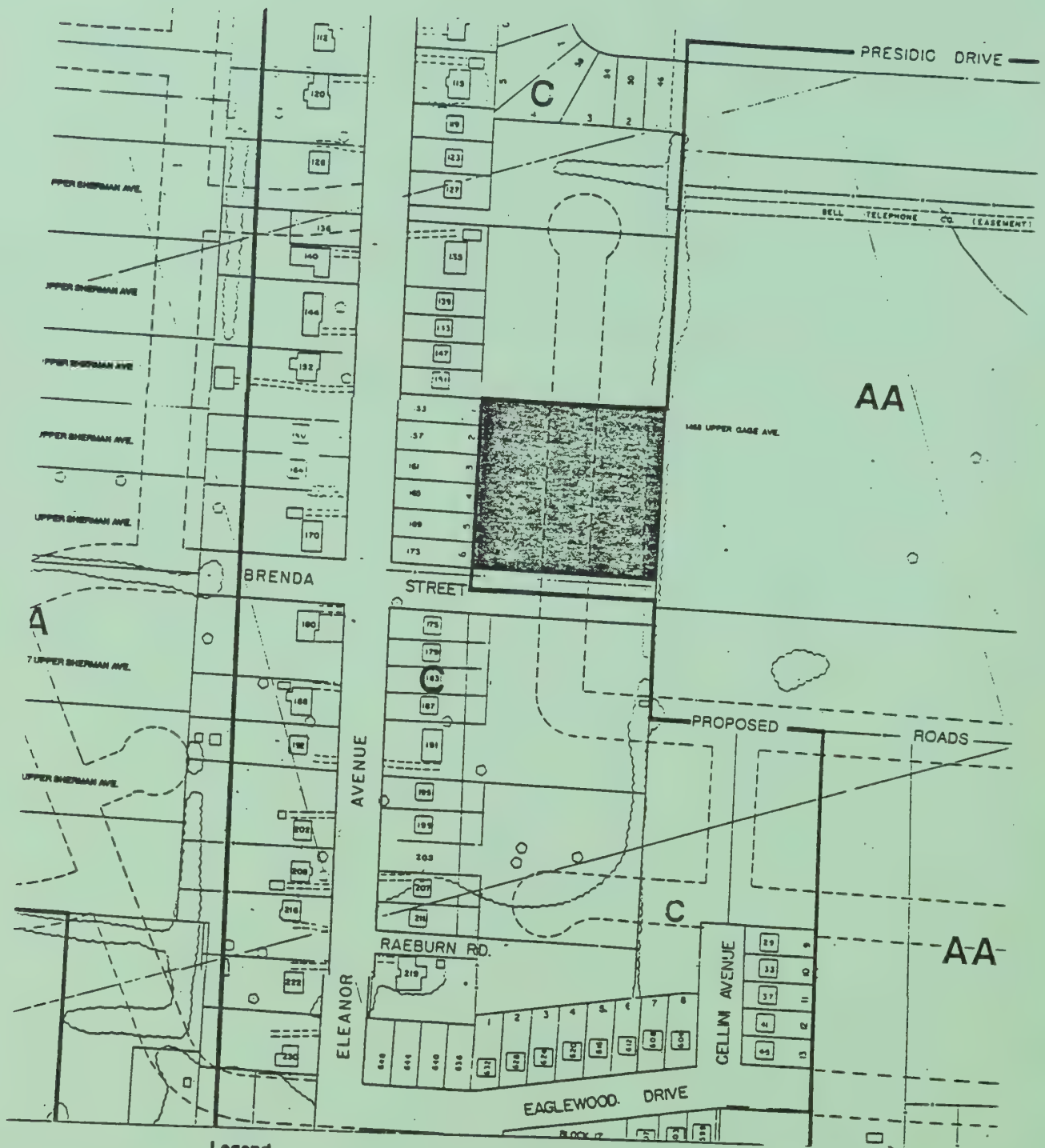
TABLE 'A'

<u>B.I.A.</u>	<u>ITEMS REQUESTED</u>	<u>COST</u>
Concession Street	N/A	N/A
Jamesville	N/A	N/A
Downtown Promenade	-spot lighting -pole painting -alleyway lighting -garbage containers maintenance -move all planters -sidewalk widening -Gore Park flagstone -flag poles (5)	\$ 2,500. 20,000. 6,000. 1,500. 1,500. 25,000. 10,000. <u>12,000.</u>
		\$ 78,500.
Ottawa Street	-40 benches and -1 year maintenance -23 tall planters -2 short planters 1 year (plant/soil/material) -150 streetscape plaques and installation -6 banners and poles	36,000. 3,600. 13,000. 1,500. 2,000. 5,000. <u>9,000.</u>
		\$70,100.
Main Street West	-24 street blades -6 litter containers and 1 year maintenance -banner design with lights	6,000. 2,400. 2,280. <u>25,000.</u>
		\$ 35,680.
Westdale Village	-7 rest areas -2 drinking fountains -46 street blades	20,000. 6,000. <u>11,500.</u>
		\$ 37,500.
Barton Street	-10 litter containers -alleyway lighting	4,000. <u>6,000.</u>
		\$ 10,000.

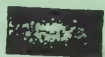
Appendix "B" as referred to
 in Section 8 of the
 NINTH Report for 1991 of the
 Planning and Development
 Committee

TABLE 'A' CONT'D

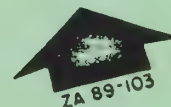
<u>B.I.A.</u>	<u>ITEMS REQUESTED</u>	<u>COST</u>
International Village	-10 litter containers	\$ 4,000.
	-alley resurfacing	10,000.
	-fee for J.E. Bezin	2,500.
	-tree lighting	<u>2,500.</u>
		\$ 19,000.
	SUB TOTAL	\$250,780.
	20% CONTINGENCY	50,156.
	10% ADMINISTRATION	<u>25,078.</u>
	TOTAL	\$326,014.



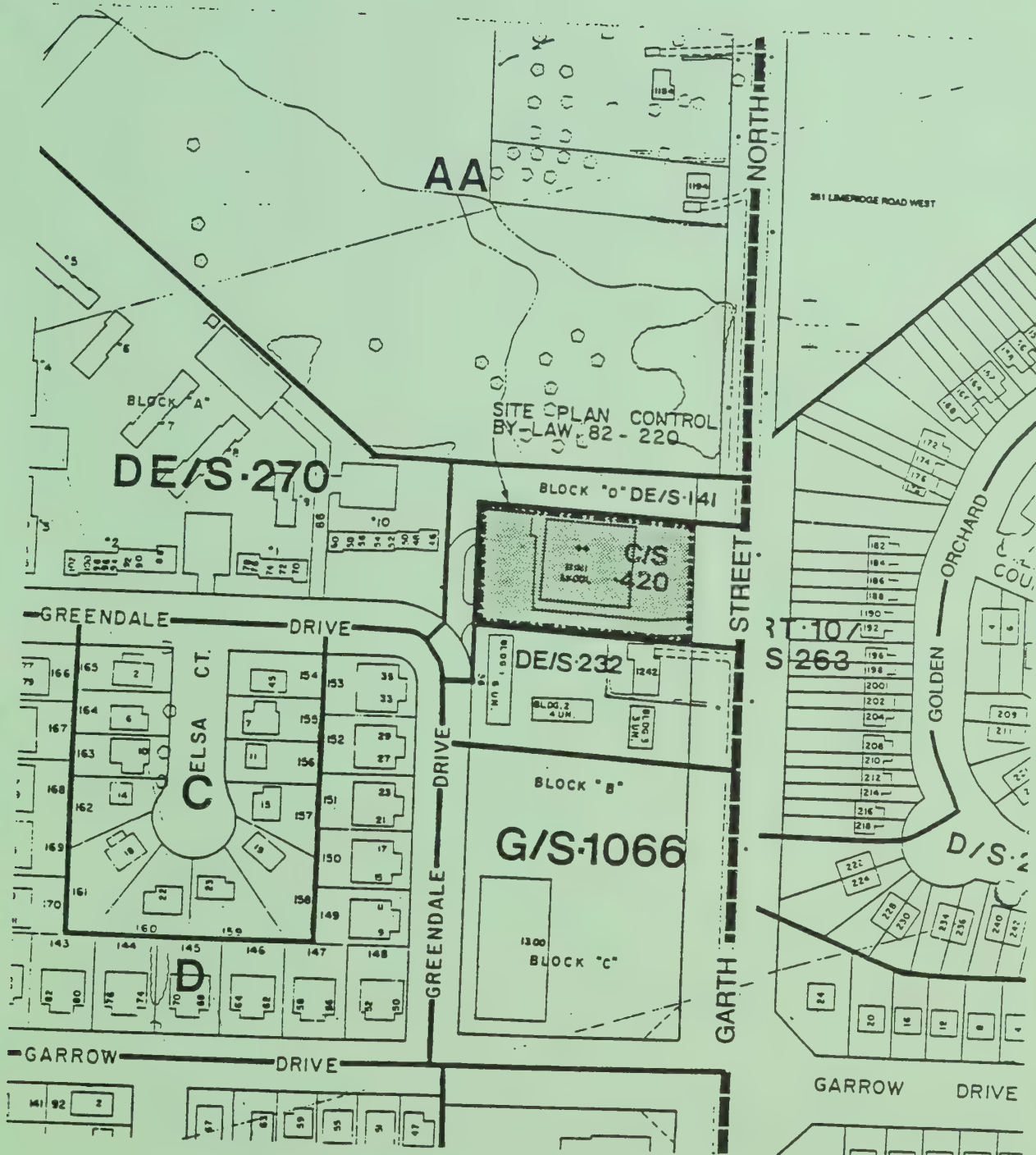
Legend



Site of the Application



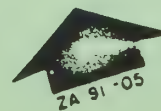
Appendix "C" as referred to
in Section 13 of the
NINTH Report for 1991 of the
Planning and Development
Committee



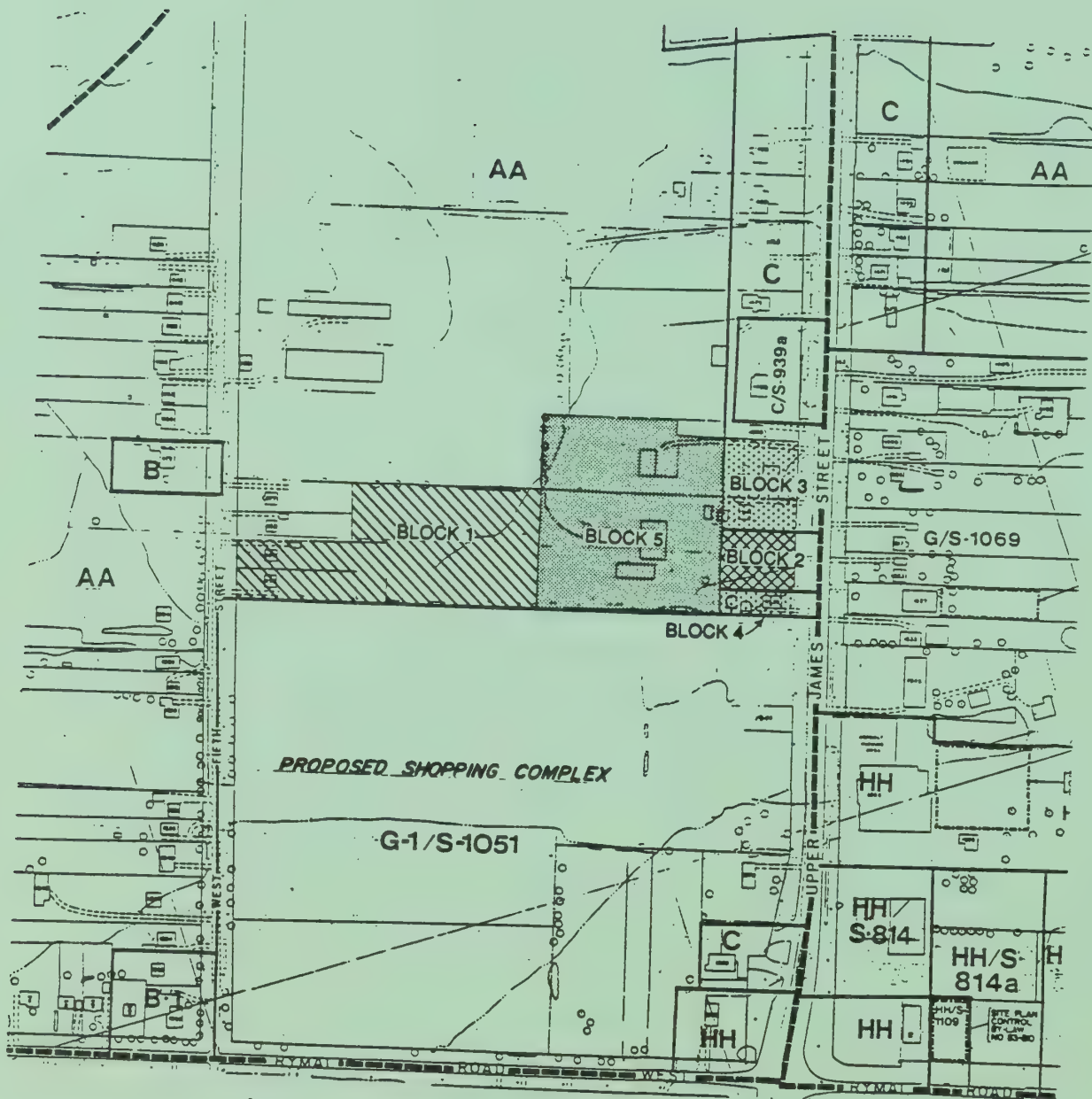
Legend



Site of the Application







Appendix "D" as referred to in Section 14 of the NINTH Report for 1991 of the Planning and Development Committee



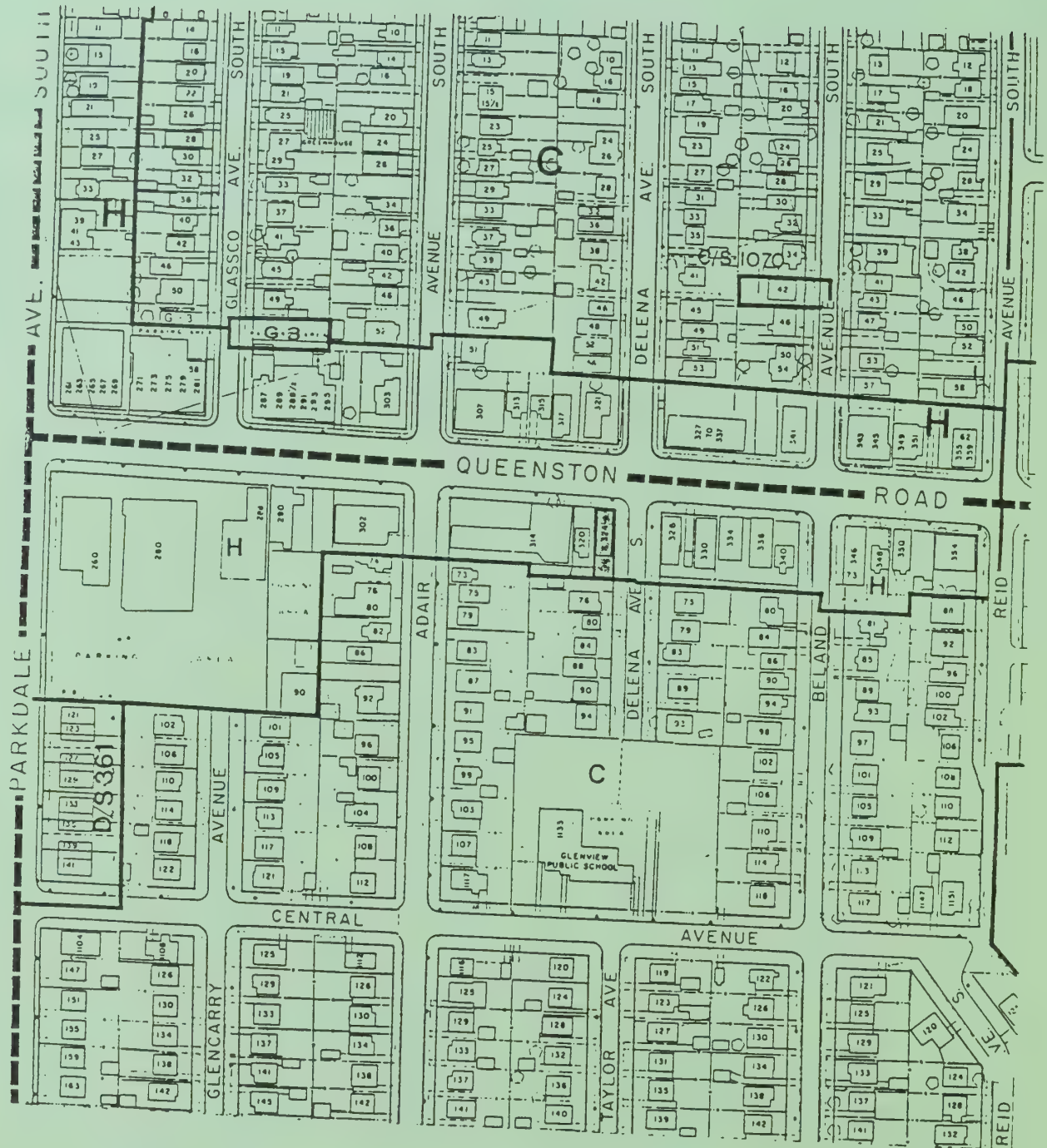
Legend

Proposed change in zoning from:

- | | | |
|--------------|---|--|
| BLOCK 1 |  | "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District. |
| BLOCK 2 |  | "AA" (Agricultural) District, Modified to "G-1" (Designed Shopping Centre) District. |
| BLOCKS 3 & 4 |  | "C" (Urban Protected Residential, etc.) District to "G-1" (Designed Shopping Centre) District. |
| BLOCK 5 |  | "AA" (Agricultural) District to "G-1" (Designed Shopping Centre) District. |



Appendix "E" as referred to in Section 15 of the NINTH Report for 1991 of the Planning and Development Committee



LEGEND



SITE OF THE APPLICATION



Appendix "G" as referred to
in Section 16 of the
NINTH Report for 1991 of the
Planning and Development
Committee

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **ELEVENTH** Report for 1991 and respectfully recommends:

1. (a) That permission be granted to the Court of Canadian Citizenship to use the City Hall Council Chambers from 10:30 a.m. to 11:30 a.m. on Monday, July 01, 1991 for a Citizenship Court on Canada Day and to locate a table in the first floor foyer for a Canadian Citizenship display.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
2. (a) That approval be given to the action taken by the Finance and Administration Committee in granting permission to the Department of Culture and Recreation to use the Council Chambers on Monday, May 27, 1991 at 11:00 a.m. for a public meeting concerning the Sackville Hill Older Adult Centre.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
3. (a) That permission be granted to the University of Toronto Department of Alumni and Community Relations to use the City Hall Council Chamber on Wednesday, July 03, 1991 from 6:00 p.m. to 10:00 p.m. for an information session for parents and students from the Hamilton area who will be attending the University of Toronto.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

4. (a) That permission be granted to the Young Women's Christian Association to use the City Hall forecourt for their Annual Strawberry Festival on Thursday, June 20, 1991 from 11:00 a.m. to 3:00 p.m. including the use of the following equipment:
 - i. City van to transport tables to and from the Y.M.C.A.
 - ii. City Hall chairs
 - iii. Sound system
 - iv. Piano and extension cord.
- (b) That permission be granted to the Y.W.C.A. to distribute information flyers throughout the City Hall building.
- (c) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
5. (a) That the invitation of the Hamilton Region Conservation Authority to meet with members of City Council on Tuesday, June 25, 1991 at 7:15 p.m., prior to the City Council meeting, to review highlights and accomplishments of the past 25 years and to discuss visions and concepts for the future, be accepted.
- (b) That permission be granted to the Hamilton Region Conservation Authority to use the east end of the second floor on June 25, 1991 from 9:00 a.m. to 9:00 p.m. for public information sessions.
6. That Thelma McGillivray and Elsie Paget represent the Hamilton Status of Women Sub-Committee at the 19th Annual General Meeting of the National Action Committee on the Status of Women to be held from June 14-16, 1991 in Ottawa, Ontario for which sufficient funds are available within the Sub-Committee's 1991 budget appropriation.
7. (a) That two (2) members of the French Sub-Committee be authorized to attend the Francophone Association of Municipalities of Ontario Second Annual Convention to be held in Toronto from August 17-18, 1991;
- (b) That the costs associated with this convention (approximately \$750.) be financed from the Legislative Travel Account No. CH 55201 10010.

8. That the 1990 Annual Report of the Hamilton Fire Department, copies of which have been distributed to Members of City Council, be received.
9. That Section 2(b)(iii) regarding the benefits for all non-union personnel adopted by City Council at a special meeting held April 02, 1991, be amended to clearly indicate that the life insurance shall be at ".5" times salary purchased at employees option, instead of "5" times salary purchased at employees option.
10.
 - (a) That Section 4 of the **SEVENTH** Report for 1990, of the Finance and Administration Committee, adopted by City Council on March 13, 1990, be amended so that the monthly amount payable to Off-Site Resources for services supplied for year one to the Employee Assistance Program be increased from \$5,342.80. to \$5,844.40.
 - (b) That year two and three costs be calculated based on the employee population at the time of contract renewal.
 - (c) That this expenditure be funded from Account No. 57723-142300, Employee Assistance-City.
11. That the Appointments to and Terminations from Permanent Positions with the Corporation to May 14, 1991 attached hereto and marked Appendix "A", be approved.
12. That, based on the allotment of voting delegates granted to the City of Hamilton, a maximum of seven (7) Members of City Council be authorized to attend the 1991 Annual Conference of the Association of Municipalities of Ontario to be held in the City of Toronto, August 18-21, 1991.
13.
 - (a) That the Mayor or his designate represent the Council of the Corporation of the City of Hamilton at the Appreciation Gala retirement dinner for His Honour, Colonel The Honourable Lincoln M. Alexander, Lieutenant Governor of Ontario and Her Honour, Mrs. Yvonne Alexander to be held at the Convention Centre in the City of Toronto 1991 September 11.
 - (b) That the Mayor be requested to work with the local community to organize an appreciation retirement dinner for The Honourable Lincoln Alexander to be held in the City of Hamilton.

14. That the previously tabled grants as outlined on Appendix "B" with a total recommended grant amount of \$26,780. be approved and funded within the grants budget and appropriate Grant Account No. CH5AXXX200XX.
15.
 - (a) That a Convention/Reception grant be approved in the amount of \$2,500. to be used to assist in defraying expenses to be incurred in staging and hosting the 1991 National Lawn Bowling Championships to be held in the City of Hamilton August 18-23, 1991.
 - (b) That this expenditure be funded within the grants budget and appropriate Grant Account No. CH5AXXX200XX.
16. That proposals be called for the provision of food services at City Hall including the operation of the Cafeteria for a term of five (5) years with an Option to Renew for further periods of three (3) years and two (2) years, commencing approximately October 15, 1991.
17.
 - (a) That the use of the City owned properties known as 290 and 296 Victoria Avenue North which were acquired for municipal purposes and not Hospital purposes persay, be offered to the Hospital on the basis of charging fair market rent.
 - (b) That the use of the City owned property known as 286 Victoria Avenue North by the Hospital continue on the basis of rent free occupancy inasmuch as this property was purchased specifically for Hospital purposes.
18.
 - (a) That the City of Hamilton approve a policy permitting the payment of development charges by the use of payment agreements entered into before the issuance of a building permit;
 - (b) That the payment agreements referred to in Section (a) of this recommendation include the following provisions:
 - i. permitting the payment of development charges over a period of up to three (3) years from the date of payment agreement;
 - ii. charging interest on the development charges based on the City short term borrowing rate adjusted at the beginning of each month;

- iii. requiring that the developer register the payment agreement on title at its own expense by providing a certificate to the City Solicitor certifying that the agreement is with the current owner of the lands and the agreement is registered on title to the land; and
 - iv. requiring the developer pay an administration fee of \$500. and this fee be incorporated in the Development Charges By-law .
 - (c) That the Mayor and City Clerk be authorized and directed to execute payment agreements for development charges, said agreements to be in a form satisfactory to the City Solicitor.
 - (d) That the policy of using payment agreements be reviewed in twelve (12) months.
 - (e) That City Council recommend to the Region that they amend their policy with respect to payment agreements for the Regional Development charges to be consistent with the above-noted City policy. The Region presently allows payment agreements one year in duration while the City allows up to three years duration.
19. That, as referred to in Section 11 of the **TWELFTH** Report of the Parks and Recreation Committee, the total additional project costs in relation to safety, building code, user need, maintenance and energy saving improvements to the new Mountain Skating Centre on a priority basis including Architect Division costs up to a maximum of \$150,000. be financed from the savings of the Mountain Arena Twinning Project of \$2,011,586. Account Centre No. CF709041011 as approved by Council July 1990.
 20. That, as referred to in Section 6 of the **NINTH** Report of the Planning and Development Committee, the renovation of the Building Department reorganization of Administration and Plan Examination divisions in the amount of \$125,000. be included as a 1991 Capital Budget Project by reducing the Capital Contingency with the similar amount, and be financed by the Reserve for Capital Projects.
 21. That the Liquor Licence Board of Ontario be advised that the Council of the Corporation of the City of Hamilton deem the celebration of the 35th Anniversary of the Hamilton Naval Veterans' Association to be held June 14-16, 1991 to be an event of municipal significance and has no objection to it taking place.

22. (a) That the Government of the Province of Ontario through the Minister of Agriculture and Food be requested to review and amend the Animals For Research Act by extending the minimum "redemption/reclamation period" being that period of time within which the owner of an animal that has been impounded in a pound for research purposes has the right to redeem it.
- (b) That a copy of this resolution be forwarded to the H.S.P.C.A. with the request that consideration be given to extending their minimum "redemption/reclamation period" for impounded animals.
23. That the Chief Administrative Officer and the Commissioner of Human Resources in conjunction with the Management Team review the Administrative Structure of the Corporation and report back to the Finance and Administration Committee with recommendations for change.
24. That leave be granted to introduce the following Bill:
- Bill H-30** A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

**ALDERMAN B. HINKLEY, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary
1991 May 23

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Rodney Aitchison	Traffic Operations Technician (A-14)	Traffic	Status change per 167 Memorandum	\$36,651.68 to \$43,644.64	11/04/91
Mr. Glen Ajandi	Console Operator (A-8)	Information Systems	Replacing Mr. F. Turcato - promoted	\$29,793.92 to \$36,197.72	06/05/91
Mr. Kenneth Allen	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Michael Ambacher	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. David Baker	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. William Ball	Auto Parts Clerk (G-4A)	Public Works	Status change per 167 Memorandum	\$28,625.48 to \$34,513.96	12/04/91
Mr. Anthony Berlingeri	Probationary Firefighter (N-1B)	Fire	Replacing Mr. R. Spearing - terminated	\$30,680.22	15/04/91
Mr. Christopher Bosco	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Robert Conti	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Roy Cooper	Traffic Signal Repairman/woman II (B-6)	Traffic	Status change due to 167 Memorandum	\$26,773.24 to \$31,629.00	09/04/91
Ms. Mary Ann Cuthbert	Administrative Assistant III (P)	Public Works	Replacing Ms. P. Ramirez - terminated	\$28,337.40 to \$33,324.20	25/03/91
Ms. Philicia D'Ariano	Typist Clerk II (E-2)	Treasury	Status change due to 167 Memorandum	\$20,546.72 to \$22,134.84	04/04/91
Mr. Gregory Edwards	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Michael Falcone	Console Operator (A-8)	Information Systems	Replacing Ms. L. Trepanier - promoted	\$29,793.92 to \$36,197.72	06/05/91
Mr. Gary Flynn	Traffic Serviceman/woman II (A-3)	Traffic	Replacing Mr. S. Matthews - returned to former position	\$23,862.80 to \$27,108.12	01/04/91

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Toby Follows	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Frank Frantists	Probationary Firefighter (N-1B)	Fire	Replacing Mr. J. Friend - promoted	\$30,680.22	15/04/91
Mr. Steven Fraser	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Alan Gilbert	Program Organizer (A-7)	Culture & Recreation	Replacing Mr. E. Pavao - promoted	\$28,264.08 to \$35,594.04	01/03/91
Mr. Ian Glyn-Jones	Probationary Firefighter (N-1B)	Fire	Replacing Mr. G. Archibald - retired	\$30,680.22	15/04/91
Mr. Terry Gurzanski	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Ted Hammond	Facility Coordinator (A-12)	Culture & Recreation	New Position - approved 1989 budget	\$52,490.88 to \$61,850.88	01/03/91

Prepared 14/05/91

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Harbottle	Probationary Firefighter (N-1B)	Fire	Replacing Mr. N. MacPherson - retired	\$30,680.22	15/04/91
Ms. Susan Hayward	Traffic Planning Technologist (A-12)	Traffic	Status Change due to 167 Memorandum	\$35,592.96 to \$41,756.00	03/04/91
Ms. Kathryn Heatherington	Stenographer IV (E-2)	Public Works	Status Change due to 167 Memorandum	\$20,546.76 to \$22,134.84	05/04/91
Mr. Darrell Hicks	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Barry Justus	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Keith Knoflook	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Norman Labreche	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Gary Makins	Community Centre Supervisor (K-2)	Culture & Recreation	Replacing Mr. T. Hammond - promoted	\$44,269.16 to \$52,111.28	01/03/91

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Stephen McFarland	Parking Control Officer (B-5)	Traffic	Replacing Mr. G. Flynn - promoted	\$26,366.60 to \$30,853.16	08/04/91
Mr. Robert Morton	Facility Supervisor	Culture & Recreation	Replacing Mr. G. Makins - promoted	\$37,038.04 to \$44,328.44	08/04/91
Mr. Ronald Nordoff	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Richard Pascal	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Ed Pavao	Facility Supervisor (11-C)	Culture & Recreation	Replacing Mr. G. Smith - promoted	\$37,038.04 to \$44,328.44	01/03/91
Mr. Thomas Reinhart	Operator, Central Utilities (M-16)	H.E.C.F.I.	Replacing Mr. W. Murphy - promoted	\$36,687.04	15/04/91
Mr. Gordon Ritz	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
			former position		

Prepared 14/05/91

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. Dan Santoli	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Mr. Craig Saunders	Parking Control Officer (B-5)	Traffic	Replacing Mr. L. Leblanc - returned to former position	\$26,366.60 to \$30,853.16	08/04/91
Mr. Rick Sennema	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/90
Mr. Craig Shaw	Probationary Firefighter (N-1B)	Fire	Replacing Mr. W. Romachyk - retired	\$30,680.22	15/04/91
Mr. Robert St. Clair	Caretaker (4)	Property	Status change per 167 Memorandum	\$26,156.52	15/05/91
Mr. John Stewart	Probationary Firefighter (N-1B)	Fire	Additional Staff - approved 1990 budget	\$30,680.22	15/04/91
Ms. Patricia Weber	Stenographer IV (E-2)	Public Works	Status change - due to 167 Memorandum	\$20,546.76 to \$22,134.84	08/04/91

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Giuseppe Fortino	Foreman I	Public Works	Retired	34 years	30/04/91
Mr. George Korz	Building Inspector	Building	Retired	35 years, 6 months	26/04/91
Mr. Antonio Galvano	Concrete Finisher (Districts)	Public Works	Resigned	20 years, 7 months	18/04/91
Mr. Gordon Jackson	Traffic Serviceman/Woman I	Traffic	Retired	39 years, 11 months	28/03/91
Ms. Ann Marie Johnston	Administrative Assistant II	Property	Retired	26 years, 2 months	28/03/91
Ms. Audrey Pollington	Secretary	Property	Retired	27 years, 7 months	28/02/91
Mr. Geoffrey Thompson	Solicitor IV	Law	Resigned	1 years, 10 months	03/05/91

CITY OF HAMILTON

1991 PREVIOUSLY TABLED GENERAL GRANTS

<u>NAME OF ORGANIZATION</u> (1)	<u>AMOUNT REQUESTED</u> (2)	<u>RECOMMENDED AMOUNT</u> (3)	<u>ARTS ADVISORY RECOMMENDATION</u> (4)	<u>1990 GRANT</u> (5)	<u>Purpose/Comments</u> (6)
1. Cycle Hamilton	\$10,000.00	\$7,880.00	N/A	\$7,500.00	- Tabled pending acceptable financial statements - offset annual race costs
2. Hamilton Santa Claus Parade	\$25,000.00	\$18,400.00	N/A	\$17,500.00	- Tabled pending acceptable financial statements - offset annual parade costs
3. Running Hall of Fame	\$ 1,950.00	\$ 500.00	\$ N/A	\$	- Tabled pending acceptable financial statements and organizational information
TOTALS	<u>\$36,950.00</u>	<u>\$26,780.00</u>	<u>\$ N/A</u>	<u>\$25,000.00</u>	

Appendix "B" as referred to in Section 14 of the **ELEVENTH** Report of the Finance & Administration Committee for 1991

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A31

URBAN/MUNICIPAL

check



J.J. SCHATZ
DEPUTY CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

TEL: 546-2700
FAX: 546-2095

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, June 25, 1991
7:30 o'clock p.m.
Council Chambers, City Hall

AGENDA

1. Opening Prayer

Reverend Charles Stirling
Church of St. Bartholomew

2. Presentations

- (a) Rosedale Community Council 40th Anniversary
- (b) The Cheerleading Team of Westmount Secondary School
- (c) Hamilton Transway Basketball Team
- (d) Safety Quiz Awards
- (e) Tiger Cat Promotion for Greater Hamilton Employees Night - August 2, 1991

URBAN MUNICIPAL
JUN 25 1991
GOVERNMENT DOCUMENTS

3. Minutes

May 28, 1991

4. Petitions and Correspondence

5. Reports of the Standing Committees

- (a) Transport and Environment Committee
- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (d) Information Systems Committee
- (e) Licensing Committee
- (h) Finance and Administration Committee

6. Notices of Motion for Next Meeting

7. First Reading of the Bills

8. Second Reading of the Bills - Committee of the Whole

9. Third Reading of the Bills

10. Question Period

11. Adjournment

M I N U T E S

May 28, 1991

Hamilton City Council
May 28, 1991
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met.

Present: Mayor R. M. Morrow.

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Murray, Ross.

Absent: Alderman Gallagher - vacation.

His Worship Mayor Robert M. Morrow called the meeting to order.

* * * * *

Reverend Aleksandar Mustenikov, Macedonian Orthodox Church led the Council in prayer.

* * * * *

The following presentations were made:

A Certificate of Appreciation was presented to Mayor Morrow in recognition of the City of Hamilton's support of the Conqueror II Hamilton Drum and Bugle Corps.

A plaque was presented to Mayor Morrow in recognition of the City of Hamilton's support of the Hamilton Safety Council.

A Certificate of recognition was presented to Mr. Dave O'Donnell, Chairman and President, Hamilton Organizing Committee of the Ontario Fencing Association who held their fencing championships in the City of Hamilton.

A Certificate was presented to Mrs. Elsie Horning in recognition of the Horning Family's contributions to the City of Hamilton.

May 28, 1991

A Certificate was presented to Mr. David Dayler, of Westdale Secondary School in recognition of the awards for their production of "Nobody's Perfect".

* * * * *

Mayor Morrow proclaimed the following:

"Census Week " - June 2 to June 8, 1991

"World Day for Cultural Development (UNESCO)" - May 31, 1991

"Fit Day" May 29, 1991

* * * * *

The minutes of the meeting held May 14, 1991 were taken as read and approved.

* * * * *

CORRESPONDENCE:

1. Undated letter/petition received by the City Clerk on May 22, 1991 from the Merchants of Jamesville, James Street North re: Disbanding of Jamesville B.I.A..

**Referred to the Planning and
Development Committee.**

2. Application dated May 14, 1991 from David John Armstrong, 83 Seymour Drive, Ancaster, Ontario for a further modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District for land at the southwest corner of Limeridge Road East and Upper Sherman Avenue, Hamilton, Ontario.

Received.

3. Application dated May 14, 1991 from Fred and Theresa Dalpetz, 297 Stone Church Road West, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 297 Stone Church Road West, Hamilton, Ontario.

Received.

* * * * *

May 28, 1991

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, the Finance and Administration Committee and the Joint Parks and Recreation Committee and the Finance and Administration Committee, with Alderman Lombardo in the chair.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Murray, Ross. -16.

NAYS: 0.

CARRIED.

* * * * *

PARKS AND RECREATION COMMITTEE - TWELFTH REPORT.

Section 2 East Kiwanis Boys' & Girls' Club - Selling of Alcoholic Beverages - Kiwanis Building

Alderman Copps declared personal interest in, took no part in the debate and refrained from voting. Alderman Copps is a member of the Board of Directors of this Organization. (not appointed by City Council).

* * * * *

Section 8 (a) Construction of a storm water and sewage storage tank - Stroud Road

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson Merling, Murray, Ross. -15.

NAYS: Alderman Kiss 1.

CARRIED.

* * * * *

It was moved by Alderman Agostino and seconded by Alderman Jackson that Rule No. 8 of the Procedural By-law be invoked for this meeting of City Council to permit the consideration of a resolution respecting using a portion of St. Joan of Arc School for a Senior Citizen's Drop-in-Centre.

CARRIED.

* * * * *

May 28, 1991

It was moved by Alderman Agostino and seconded by Alderman Jackson that the following be added as Section 12 of the Twelfth Report of the Parks and Recreation Committee:

12. That the Director of Property be authorized to discuss with the Hamilton-Wentworth Roman Catholic Separate School Board the possibility of using a portion of the St. Joan of Arc School site on Barlake Avenue for the development of the Lake Avenue Senior Citizen's Drop-in-Centre.

CARRIED.

* * * * *

PLANNING AND DEVELOPMENT COMMITTEE - NINTH REPORT.

* * * * *

LICENSING COMMITTEE - FIFTH REPORT

* * * * *

FINANCE & ADMINISTRATION COMMITTEE - ELEVENTH REPORT.

Section 7 Francophone Association of Municipalities of Ontario Second Annual Convention - Two members of the French Sub-Committee to attend.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Jackson, Formosi, Merling, Ross. -15.

NAYS: Alderman Murray. -1.

CARRIED.

* * * * *

Section 17 Proposed sale of 290 and 296 Victoria Avenue North to Hospital Board

It was moved by Alderman Murray and seconded by Alderman Ross that section 17 of the Eleventh Report of the Finance and Administration Committee be referred back.

CARRIED.

* * * * *

Section 18(b) (iv) Policy permitting the payment of development charges by the use of payment agreements.

It was moved by Alderman Ross and seconded by Alderman Murray that Section 18 (b) (iv) of the Eleventh Report of the Finance and Administration Committee be amended by deleting the following words:

"and this fee be incorporated in the Development Charges By-law".

CARRIED.

* * * * *

It was moved by Alderman Merling and seconded by Alderman Agro that Rule No. 8 of the Procedural By-law be invoked for this meeting of City Council in order to consider a grant request from the Vasco da Gama Cultural, Recreational and Social Club.

CARRIED.

* * * * *

It was moved by Alderman Merling and seconded by Alderman Agro that the following be added to the Eleventh Report of the Finance and Administration Committee as Section 25:

25. That a grant be approved in the amount of \$500 to Vasco de Gama to be used to assist in defraying expenses to be incurred in staging and hosting the Lusofest '91 Portuguese cultural festival to be held in the City of Hamilton from June 1 to 16, 1991 and that this expenditure be funded within the appropriate account of the grants budget.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Murray, Ross. -14.

NAYS: Aldermen Hinkley, Copps - 2.

CARRIED.

* * * * *

JOINT REPORT OF PARKS AND RECREATION COMMITTEE AND THE FINANCE AND ADMINISTRATION COMMITTEE - FIRST REPORT

Section 1 Proposed Amalgamated Fire Station at Macassa Park

It was moved by Alderman Murray and seconded by Alderman Ross that Section 1 of the First Joint Report of the Parks and Recreation Committee and the Finance and Administration Committee be amended by deleting the word "not" in the second sentence.

YEAS: Aldermen Cooke, McCulloch, Hinkley, Drury, Wilson, Lombardo, Merling, Murray, Ross. -9.

NAYS: Mayor Morrow, Aldermen Kiss, Agro, Copps, Agostino, Formosi, Jackson. -7. **CARRIED.**

✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿

Recorded vote on Section 1 as amended.

YEAS: Aldermen Cooke, McCulloch, Hinkley, Drury, Wilson, Lombardo, Merling, Murray, Ross. -9.

NAYS: Mayor Morrow, Aldermen Kiss, Agro, Copps, Agostino, Formosi, Jackson. -7. **CARRIED.**

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman H. Merling be appointed Acting Mayor for the month of June, 1991. **CARRIED.**

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It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, the Finance and Administration Committee, the Joint Parks and Recreation Committee and Finance and Administration Committee and resolutions, be adopted.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Merling, Murray, Ross. -14.

NAYS: 0. **CARRIED.**

May 28, 1991

NOTICE OF MOTION

Mayor Morrow gave notice that he intends to move the following resolution at the next meeting of City Council:

"That meetings of City Council commence with the signing of
"O Canada" and "God Save The Queen".

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

C-40, C-41, C-42, C-43, C-44.

H-31.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Merling, Murray, Ross. -14.

NAYS: 0. CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Lombardo in the chair. (second reading)

C-40, C-41, C-42, C-43, C-44.

H-31.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Merling, Murray, Ross. -14.

NAYS: 0. CARRIED.

* * * * *

Consideration of the Bills (second reading).

* * * * *

May 28, 1991

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

C-40, C-41, C-42, C-43, C-44.

H-31.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Merling, Murray, Ross. -14.

NAYS: 0. CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-40, C-41, C-42, C-43, C-44.

H-31.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Merling, Murray, Ross. -14.

NAYS: 0. CARRIED.

* * * * *

City Council then adjourned at 9:30 o'clock p.m.

* * * * *

CORRESPONDENCE

1. Letter dated May 27, 1991 from the Corporation of the City of Cambridge respecting a resolution regarding the Ontario Labour Relations Act Reform.

**Recommendation: Be Referred to the Finance
and Administration Comm.**

2. Letter dated June 4, 1991 from the City of Toronto respecting a resolution regarding the Provincial Government removing the Oath of Allegiance to the Crown for all police officers in the Province of Ontario.

**Recommendation: Be referred to the Finance
and Administration Comm.**

3. Application dated June 6, 1991 from Sirjeet Chima and Mohinder Chima, 125 Bluebell Crescent, Ancaster, Ontario for a modification to the "L-mr'2" (Planned Development - Multiple Residential) District for 203 Rebecca Street, Hamilton, Ontario.

Recommendation: Be Received.

4. Application dated June 11, 1991 from Frank Toth, Tony DiFranco and Angelo Coca, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) to "C" (Urban Protected Residential, etc.) District and "R-4" (Small Lot Single Family Detached) District for properties at Nos. 478 and 488 Rymal Road East, Hamilton, Ontario.

Recommendation: Be Received.



The Corporation
of the City
of Cambridge

Office of the City Clerk
73 Water St. N.,
P.O. Box 669
Cambridge, Ontario N1R 5W8
Telephone: (519) 623-1340

May 27, 1991
Our File: AC-10-2

City Clerk
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

1.

Dear Sir or Madam:

Re: Resolution - Ontario Labour Relations Act Reform

Please be advised that Cambridge City Council, at its meeting of May 13, 1991 passed the following resolution:

"Whereas the Ontario Government has received the report of the Labour Relations Act Reform Committee, and;

Whereas the Labour Relations Reform Committee report includes a number of recommendations to amend the Labour Relations Act, and;

Whereas the proposed changes to the Labour Relations Act have potentially far reaching effects on union/management relationships including those in the municipal public sector;

Be It resolved therefore that the City of Cambridge hereby requests the Province of Ontario to undertake a broad consultation process with all potentially affected parties prior to the introduction of any legislation to amend the Ontario Labour Relations Act, and further;

Council hereby directs that a copy of this resolution be circulated to all municipalities in the Province of Ontario with a population of 50,000 or more, to the Premier of the Province, the Minister of Labour, our M.P.P. (Mr. Mike Farnan) and to the other M.P.P.'s in the Region of Waterloo."

Thank you for your attention to this matter, and a reply at your earliest convenience would be appreciated.

Yours truly,

Angie Dobinson

for Angie Dobinson
Council/Committee Co-ordinator

AD/jnm

A



City of Toronto

Department of the City Clerk
City Hall
Toronto, Ontario
Canada M5H 2N2

Telephone: (416) 392-7020
Fax: (416) 392-6990
TDD: (416) 392-7354

RECEIVED

JUN 11 1991

CITY CLERKS

Barbara G. Caplan
City Clerk
Sydney K. Baxter
Deputy City Clerk

2.

Reply to: C. Dodds, 392-7031

Please refer to: 910527-38:4

June 4, 1991

TO: ALL MUNICIPALITIES IN ONTARIO WITH
POPULATIONS OVER 50,000

At its meeting held on May 27 and 28, 1991, City Council adopted the following motion of Councillor Walker respecting the Provincial Government removing the Oath of Allegiance to the Crown for all police officers in the Province of Ontario:

"Whereas the Premier of Ontario and the Provincial Cabinet secretly removed the Oath of Allegiance to the Crown for all police officers in the Province of Ontario; and

Whereas the Premier and the NDP Government did this without any public consultation, most particularly with individual police associations, police officers, and most importantly the general public; and

Whereas all new citizens, upon assuming citizenship, swear allegiance to the Queen or the Crown of Canada; and

Whereas Section 52(1) of the Constitution Act, 1982, provides that the constitution of Canada is the supreme law of Canada, and any law that is inconsistent with the provisions of the Constitution is to the extent of the inconsistency, of no force and effect; and

Whereas Section 9 of the Constitution Act, 1982, provides that the Executive Government and Authority of and over Canada is declared to continue and be vested in the Queen; and

Whereas the Interpretation Act provides that any reference to 'Her Majesty, the Queen', or 'the Crown' means the Sovereign of the United Kingdom, Canada, and Her other Realms and Territories, and the Head of the Commonwealth; and

Whereas the Governor General is the representative of Her Majesty The Queen in Canada; and

Whereas the Lieutenant Governor for the Province of Ontario is appointed by and shall hold office during the pleasure of the Governor General; and

Whereas Section 135 of the Police Services Act authorizes the Lieutenant Governor in Council to make regulations prescribing forms of oaths or affirmations of office and secrecy for members of Police Services Boards, police officers, auxiliary members of police forces and special constables; and

Whereas the Provincial Government has filed a regulation made under the Police Services Act prescribing new forms of oath or affirmation; and

Whereas Section 12 of the Regulations Act requires every Regulation to be referred to the Provincial Standing Committee on Regulations and that the said Committee examine the scope and method of the exercise of delegated legislative power;

Therefore be it resolved that:

1. City Council considers it necessary for the courts or the Provincial Standing Committee on Regulations to consider whether or not the Regulation in question is unconstitutional and beyond the authority of the Province to promulgate and is of no force and effect as it is inconsistent with the Constitution of Canada including the Canadian Charter of Rights and Freedoms;
2. City Council request the Provincial Standing Committee on Regulations to review the purported exercise of delegated legislative power in respect of the regulation in question and recommend to the Legislative Assembly of Ontario that such regulation be repealed;
3. The City Solicitor be authorized to join with the Municipality of Metropolitan Toronto in seeking declaratory relief in the courts respecting the constitutionality of the regulation in question, if such repeal is not forthcoming; and
4. This motion be forwarded to all municipalities with a population of over 50,000 and all members of the Association of Municipalities of Ontario."

Council's action is forwarded to you for your information and any action.

Yours truly


City Clerk


IR

Mr. Todd Decker, Clerk, Standing Committee on Regulation and Privacy Bills, Room 1521,
Queen's Park, Toronto, Ontario, M7A 1A2

All Municipalities in Ontario with a population over 50,000

Ms. Kathleen Hunter Executive Director, Association of Municipalities of Ontario, 100
University Avenue, Ste. 805, Toronto, Ontario, M5J 1V6

cc: City Solicitor
Metropolitan Toronto Solicitor
Metropolitan Toronto Clerk

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **NINTH** Report for 1991 and respectfully recommends:

1. (a) That the appropriate By-law for the closure and sale of parts of Holland Avenue be forwarded to City Council for enactment on June 25, 1991.

 (b) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.
2. That City Council enact the appropriate By-law to authorize the construction of local improvements of concrete sidewalk, curb and roadway on Ridge Street from Chipman Avenue to approximately 57m south.
3. (a) That the Regional Municipality of Hamilton-Wentworth be requested to assess H.E.C.F.I. the municipal disposal rate of \$55. per tonne rather than the rate assessed to private operators at \$120. per tonne, and

 (b) That the tipping fee to the Region of Hamilton-Wentworth for waste from H.E.C.F.I. be charged to Account No. HE 56319 81021 for H.E.C.F.I. - Hamilton Convention Centre and Hamilton Place and Account No. HE 56320 83021 for H.E.C.F.I. - Copps Coliseum.
4. (a) That an Option to Purchase executed by Audrey Altha Ashley on May 24, 1991 and scheduled to close on August 16, 1991 for the purchase of 837 West 5th Street (Part 1 and 2 on Plan 62R-10580), required for road purposes for the implementation of the approved plan for the Kernighan Neighbourhood, be approved and completed. The subject property has a frontage along the easterly limit of West 5th Street of 80 feet (24.38 metres) and contains an area of 24,000 square feet (2,229.6 square metres), shown as Parts 1 and 2 on Plan 62R-10580.

- (b) That the purchase price of \$187,226. be charged to Account No. CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands).
- 5.
 - (a) That an Option to Purchase executed by Barbara Pinto on April 22, 1991 and scheduled for closing on or before August 19, 1991 for the purchase of part of the property at 836 and 840 Upper Wentworth Street, required by the City for the extension of Fieldway Drive from Fieldway Drive to Millwood Place, be approved and completed. The subject property contains 3,300 square feet (306.57 square metres), more or less, shown as Parts 5, 6, 7 and 8 on Plan 62R-11054. Consideration in the amount of \$1. has been paid to the owners and forms part of the purchase price.
 - (b) That the purchase price of \$2. be charged to Account No. CF 5698 528946015 (Miscellaneous Expenses - Fieldway Drive).
- 6.
 - (a) That an Option to Purchase Agreement executed by Byong Hoon Kim on May 21, 1991 and scheduled for closing on or before August 19, 1991 for the purchase of part of the property at 832 Upper Wentworth Street, required by the City for the extension of Fieldway Drive from Fieldway Drive to Millwood Place, be approved and completed. The subject property contains 1,980 square feet (183.94 square metres), more or less, shown as Parts 3 and 4 on Plan 62R-11054. Consideration in the amount of \$1. has been paid to the owners and forms part of the purchase price.
 - (b) That the purchase price of \$2. be charged to Account No. CF 5698 528946015 (Miscellaneous Expenses - Fieldway Drive).
- 7.
 - (a) That an Option to Purchase executed by Reverend K. Kennedy and J. Ponikvar on behalf of The Hamilton-Wentworth Roman Catholic Separate School Board on May 2, 1991 and scheduled for closing on or before August 19, 1991 for the purchase of part of the property at 965 West 5th Street, required for the extension of Forbes Avenue in the Blossom Estates Subdivision, be approved and completed. The subject parcel contains 20,169 square feet (0.463 acres) and is shown as Parts 1 and 2 on Plan 62R-10161. Consideration in the amount of \$2. has been paid to the owners and forms part of the purchase price.

- (b) That the purchase price of \$67,000. be charged to Account No. CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands - Transportation Capital) in which sufficient funds are available to finalize this transaction.
- 8.
 - (a) That part of the property at 614 Stone Church Road East, which was approved for acquisition by City Council on January 29, 1991 under the implementation of the Proposed Plan for Butler Neighbourhood, be acquired through expropriation and that the City Solicitor be directed to take the appropriate action.
 - (b) That the City Clerk be authorized and directed to:
 - i. Give Notice of the City's Application as Expropriating Authority, to all owners, registered owners and tenants (as defined in The Expropriation Act) to acquire part of the property at 614 Stone Church Road East, containing 655.76 square metres (7,058.77 square feet) for highway and municipal purposes.
 - ii. Advertise Notice of the City's Application in a newspaper as required by The Expropriations Act, and
 - iii. Sign and receive the said application for Approval to Expropriate.
 - (c) That all costs related to the acquisition and expropriation be charged to Account No. CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands - Transportation Capital).
- 9.
 - (a) That the 36 proposed bus shelter locations in the City of Hamilton listed and attached hereto as Appendix "A" of which 24 shelters are to be installed, be approved subject to acquiring the applicable encroachment agreements.
 - (b) That approval be given to remove one city tree, located on the north west corner of King Street East at Hughson Street, to facilitate shelter placement and that this tree be relocated if possible.

10. That the action of the Commissioner of Transportation/Environmental Services in authorizing the application of Arvin Air Systems to temporarily close Milton Street between Myler and Princess on Wednesday, May 15, 1991 from 8:00 a.m. to 4:00 p.m., to install a rooftop air conditioning unit, be approved subject to the following conditions:
 - (a) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department (if deemed appropriate) on the affected roadways at the expense of the applicant;
 - (b) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the road, at no cost to the City;
 - (c) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all action, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
 - (d) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this closure;
 - (e) That no property owner or resident within the barricaded area be denied access to their property if requested; and,
 - (f) That all property owners and tenants along the closed portion of the road be notified of the closure by the applicant at least two (2) days prior to the closure in a form acceptable to the Commissioner of Transportation/Environmental Services.
11. That the application of the Hamilton Harriers (E. Hicken, RR#1, Canfield, Ontario N0A 1C0) to temporarily close Jackson Street East between James and Hughson on Sunday, November 3, 1991 from 12:30 p.m. to 2:30 p.m. to hold a road race, be approved during the pleasure of City Council provided:
 - (a) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;

- (b) That advance temporary road closure signs be installed one week in advance by the City of Hamilton, Traffic Department (if deemed appropriate), on the affected roadways, and at the expense of the organizing group;
 - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
 - (d) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City as an added insured party with provisions for cross liability, and holding the City harmless from all action, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
 - (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
 - (f) That no property owner or resident with the barricaded area be denied access to their property upon request; and,
 - (g) That all property owners and tenants along the closed portion of the route be notified of the running of this event by the applicant at least four (4) weeks prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
12. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the application of Ms. Jude Johnson on behalf of the Sunset Avenue Neighbourhood Association (34 Sunset Avenue) to temporarily close Sunset Avenue between Dundurn Street North and Breadalbane Street to hold a neighbourhood street dance on Saturday, June 22, 1991, from 5:00 p.m. to 12:00 midnight, subject to the following conditions:
- (a) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control will be subject to the direction of the Regional Police Department, and at the expense of the organizing group;

- (b) That temporary road closure signs be installed in advance by the City of Hamilton, Traffic Department (if deemed appropriate), on the affected roadways, and at the expense of the organizing group;
 - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the street, at no cost to the City;
 - (d) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss;
 - (e) That the applicant reimburse the Regional Police Department, Department of Engineering, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
 - (f) That no property owner or resident within the barricaded area will be denied access to their property upon request;
 - (g) That all property owners and tenants along the closed portion of the route be notified of the street dance by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.
13. That the construction of a storm water inlet located on an easement at 10 Federal Street be charged to Account No. CH 52025-55318, Catch Basin Construction, and the Commissioner of Transportation/Environmental Services be directed to arrange for the construction of it at an estimated cost of \$4,000.
14. (a) That the necessary By-law be prepared by the City Solicitor and that the City Clerk be authorized and directed to advertise the By-law as required by Section 301 of the Municipal Act, outlining the City's intention to alter Sanatorium Road by providing a left turn lane at Garth Street.
- (b) That the Commissioner of Transportation/Environmental Services be authorized and directed to undertake these works once all the necessary approvals have been received.
- (c) That the abutting owners affected by the proposed widening be notified by mail or hand delivered notice of the proposal.

15. (a) That the following City lands be incorporated into the various streets as noted and attached hereto as Appendix "B":

Glover Road	Part 3, Plan 62R-10552
Ferguson Avenue	Part 3, Plan 62R-11682
Jackson Street	Part 2, Plan 62R-11682
Regina Drive	Parts 7,10 and 11, Plan 62R-9741
Delta Drive	Parts 1 & 3, Plan 62R-11789

- (b) That the appropriate By-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the By-laws.
16. (a) That the submitted schedules for the estimated costs of services for DA-90-78, Hamilton, City's Share: \$107,016.43., Developer's Share: \$127,888.67. be adopted for inclusion in the Service Agreement with the owner.
- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Service Agreement between the City of Hamilton and the respective owner.
- (c) That the City of Hamilton be authorized to accept title to the road allowance (Future Granite Road - from Rymal Road East to approximately 148m south of Rymal Road East) and said road allowance to be opened by by-law.
- (d) That the City Solicitor be authorized and directed to prepare the by-law which is to be registered on title for the establishment of "Granite Road" as a public highway.
- (e) That the Mayor and City Clerk be authorized and directed to execute the by-law to establish "Granite Road" as a public highway.
- (f) That the City Solicitor make application to the Region for approval to establish Granite Road from approximately 148 metres south of Rymal Road East to Rymal Road East as a public highway pursuant to Section 48(3) of the Regional Municipality of Hamilton-Wentworth Act (Rymal Road East - Regional Road No. 153).

- (g) That the Finance and Administration Committee recommend funding for the City's share of services.
17. (a) That item 15(a) (ii), (iii) of the ELEVENTH Report of the Transport and Environment Committee for 1990, adopted by City Council on 1990 August 28 which refers to the approval of the engineering schedules for "ABBEY HILL FARM-PHASE 2 AND SOUTH HILL, HAMILTON", be deleted; and,
- (b) That the following submitted schedules, be adopted for inclusion in the Subdivision Agreement with the Owners, for the estimated cost of services in:
- i. "ABBEY HILL FARM-PHASE 2", HAMILTON
City's Share \$41,126.28, Subdivider's Share \$127,661.96
 - ii. "BAR-BROCK ESTATE PHASE 3," HAMILTON
City's Share -NIL-, Subdivider's Share \$340,107.01
 - iii. "CRERAR PLACE", HAMILTON
City's Share \$15,135., Subdivider's Share \$99,750.
 - iv. "EDAN HEIGHTS - PHASE 1," HAMILTON
City's Share -NIL-, Subdivider's Share \$99,317.17
 - v. "SOUTH HILL - PHASE 1," HAMILTON
City's Share \$13,671.35, Subdivider's Share \$300,871.07
- (c) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements between the City and the respective owners.
- (d) That the approval of the above clauses be subject to the condition that no work be commenced until the Final Plans and subdivision agreements have been registered.
- (e) That in the event that any Subdivider wishes to proceed prior to the registration of the Final Survey Plan, he should be permitted to do so at his own risk, provided that he enters into a Standard Agreement for Pre-Servicing.

- (f) That the City's Share of costs for services in these developments (\$69,932.63) be approved and that the Finance and Administration Committee recommend the source of funding for these projects.
 - (g) That the Final Plan of Subdivision for "Abbey Hill Farm - Phase 2" not be released for registration until the Final Plan of Subdivision for "South Hill - Phase 1" has been registered.
 - (h) That additional funding in the amount of \$5,150. for the City's Share of Municipal Services on Upper Wellington Street under a Modified Subdivision Agreement for the land severance application H-150-88 (Wellington Chase Inc.) be approved and that the Finance and Administration Committee recommend a source of funding.
18. (a) That funding of \$3,435,000. for the 1992 - 1994 portion of the High Pressure Sodium Conversion Programme be included in the 1992 - 1996 City of Hamilton's Capital Budget submission for consideration as follows:

<u>YEAR</u>	<u>CAPITAL BUDGET EXPENDITURE</u>
1992	\$1,200,000.
1993	\$1,125,000.
1994	\$1,110,000.

- (b) That the Mayor, City Clerk and City Treasurer be authorized to execute an Agreement with Ontario Hydro for the undertaking of the High Pressure Sodium Conversion Programme.
19. (a) That any excess funds, up to net \$1,552,000. (gross \$2,278,000. less subsidy \$730,000.) and appropriate financing, available upon awarding of all 1991 Reconstruction Programme Contracts, be transferred to the City of Hamilton's 1991 Capital General Contingency Fund as per Section 41(b)(ii) of the 1st Report of the Finance and Administration Committee adopted by Council on January 29, 1991;
- (b) That should funds become available, that consideration be given to undertaking a Supplementary Road and Sidewalk Reconstruction Programme in 1991;

- (c) That the reconstruction of sidewalks on Main Street West between Gary Avenue and Hwy. #403, estimated at \$309,000., be deleted from the 1991 Reconstruction Programme;
 - (d) That the reconstruction of sidewalks on Longwood Road between Main Street West and Aberdeen Avenue, estimated at \$56,000., be added to the 1991 Reconstruction Programme;
 - (e) That the reconstruction of sidewalks on Upper Ottawa Street from Mountain Brow Boulevard to Fennell Avenue, estimated at \$128,000., be added to the 1991 Reconstruction Programme, once the road project has been approved by the Region of Hamilton-Wentworth.
 - (f) That the Commissioner of Transportation/Environmental Services be authorized to undertake the works on behalf of the City of Hamilton once all the necessary approvals have been received.
20. (a) That the request of Royal Trust for discharge of an Encroachment Agreement for a concrete step, on the road allowance of MacNab Street South, registered as Instrument No. 272264 C.D., on August 1, 1973 be approved.
- (b) That the appropriate City signing officials be authorized to execute documents to the satisfaction of the City Solicitor, in relation to this discharge.
- (c) That the City Treasurer be notified of this action.
21. (a) That the request of Ms. C. Campling, solicitor on behalf of Mr. and Mrs. Motta, for a discharge of the Encroachment Agreement for a porch, registered as Instrument No. 101886 C.D. on July 4, 1978 be approved.
- (b) That the appropriate City signing officials be authorized to execute documents to the satisfaction of the City Solicitor, in relation to this discharge.
- (c) That the City Treasurer be notified of this action.

22. That the applications to retain Inadvertent Encroachments at the locations outlined and attached hereto as Appendix "C", be approved during the pleasure of Council provided:
- (a) That the owner enter into an agreement satisfactory to the Law Department to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
 - (b) That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement this agreement.
 - (c) That the first year fee and subsequent annual fee outlined in Appendix "C" be set for these encroachments.
23. (a) i. That the City Solicitor be authorized to make an application to a District Court Judge under Section 82 of The Registry Act, R.S.O. 1980, for an order to stop-up and close the first alleyway north of Strachan Street as shown as Part 4 on Registered Plan No.264.
- ii. That the Commissioner of Transportation/Environmental Services be directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed.
- iii. That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor, and that the applicant be responsible for all fees payable in District Court.
- iv. That the Commissioner of Transportation/Environmental Services be authorized to register a reference plan under The Registry Act, to delineate the manner in which the closed portion is to be distributed.
- v. That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of the Regional Municipality of Hamilton-Wentworth Act.
- vi. That the Director of Property be authorized to proceed with the disposition of the subject lands to the Region.

- (b) That provided the Judge's Order to close the highway is granted:
 - i. That the City Solicitor be directed to prepare a by-law for the sale of the closed highway to the Region.
 - ii. That the City Clerk be directed to publish a notice pursuant to Section 301 of The Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.

- 24. That School Crossing Guard services at the twenty traffic signal locations in the City of Hamilton be retained.

- 25. (a) That Section 27 (a) and (f) of the **SEVENTH** Report of the Transport and Environment Committee adopted by City Council at its meeting held 1991 April 30 which provided for the removal of crossing guards from the above-noted locations, be rescinded.

- (b) That School Crossing Guards at the following locations be reinstated:
 - Mohawk Road and Moxley Drive
 - Weir Street and Vansitmart Avenue
 - Barton Street and Ruth Street
 - Inverness Avenue and Elcho Street
 - Britannia Avenue and McLaren Avenue
 - Emerson Street and Sussex Street
 - Guildwood Drive and Upper Horning Road
 - Emerald Street and Stinson Street

- (c) That the use of a crossing guard at the intersection of Wentworth Street North and Munroe Street during the summer months be continued; and

- (d) That staff be directed to continue monitoring the summer Crossing Guard Programme.

- (e) That the Finance and Administration Committee recommend the method of financing these expenditures.

26. (a) That the existing commercial boulevard parking agreement registered as Instrument No. 173339 C.D. to the property at No. 120 Cannon Street East be discharged at the property owner's expense; and
- (b) That the present owners be required to execute a paving agreement which will require the installation of concrete curbing to prevent parking on the City boulevard; and
- (c) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.
27. (a) That the City Traffic By-law No. 89-72 be updated to provide offence and penalty sections for approximately 60 moving regulations currently in the By-law; and
- (b) That the Director of Traffic Services be instructed to make an application to the Chief Judge for the Province of Ontario requesting the establishment of set fines as specified on the list attached hereto as Appendix "D"; and
- (c) That the set fines requested under the Municipal By-law be equal to that in the Highway Traffic Act (\$78.75) for the more serious violations and \$50. for the less serious violations as specified on the list attached hereto as Appendix "D"; and
- (d) That City Council recommend to the Regional Council and to the Councils of other Area Municipalities, that their by-laws be amended in accordance with the amendment proposed for the Hamilton Traffic By-law, to allow charges to be laid under Municipal By-laws rather than the Highway Traffic Act, such that the fine revenues would accrue to the Area Municipalities; and
- (e) That City Council request that the Regional Council agree to the principle of the fines for both Area Municipality Roads and Regional Roads within the various Municipalities be paid to the Area Municipality; and
- (f) That the Committee approve the deletion of the position of "Parking Services Prosecutor", and its replacement with the position of "Traffic Services Prosecutor", with an initial complement of two incumbents to be filled from the existing staff complement; and

- (g) That following the implementation of the new by-law provisions and fine schedules, and the establishment of a prosecution section in the Hamilton Traffic Department, that the Hamilton-Wentworth Regional Police Services Board be requested to instruct the Chief of Police to instruct all officers to lay fines for the moving violations under the Municipal By-law, rather than under the Highway Traffic Act; and
- (h) That the Director of Property be authorized and directed to investigate the leasing of office space adequate to accommodate the Traffic Service Prosecutors (approximately 200 square feet); and
- (i) That the City offer prosecution services for moving violations to the other Area Municipalities in the Region on a cost plus basis.

28. That City Traffic By-law 89-72 be amended accordingly:

- (a) That the existing "Three Hour Parking Time Limit, 24 hours a day, seven days a week" regulation on the west side of Nicklaus Drive between Albright Road and St. Andrews Drive be replaced with a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation; and
- (b) That a "Three Hour Parking Time Limit, 9:00 a.m. to 5:00 p.m., Monday to Saturday" regulation be implemented on both sides of Crockett Street between East 33rd Street and East 34th Street; and
- (c) That the existing "Permit Parking" regulation on the south side of Colbourne Street between Bay Street and Park Street be replaced on a temporary basis with a "One Hour Parking Time Limit 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation; and
- (d) That the existing "No Parking" regulation be removed and replaced with One Hour Parking Meters on the north side of King William Street commencing 120 feet east of John Street North to a point 128 feet easterly therefrom; and
- (e) i. That the existing "Alternate Side Parking" regulation on Dunsmure Road between Ottawa Street North and Grosvenor Avenue North be removed; and

- ii. That the existing "No Stopping" regulation on the south side of Dunsmure Road which commences at Ottawa Street North and extends to a point 60 feet westerly therefrom be extended such that the prohibition extends to a point 357 feet west of Ottawa Street North; and
- (f)
 - i. That a "No Stopping, Wheelchair Loading Only, 7:00 a.m. to 6:00 p.m., Monday to Saturday", regulation be implemented on the west side of East 38th Street commencing at a point 295 feet south of Fennell Avenue and extending to a point 25 feet southerly therefrom; and
 - ii. That a "No Parking" corner clearance be implemented on the west side of East 38th Street commencing at Fennell Avenue and extending to a point 104 feet southerly therefrom; and
- (g) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation on the east side of Devonport Street between York Boulevard and Tom Street be shortened, such that the regulation commences at a point 171 feet south of York Boulevard and extends to Tom Street; and
- (h) That, in conjunction with the existing "Alternate Side Parking" regulation, a "One Hour Time Limit, 24 hours a day, seven days a week" regulation be implemented on both sides of William Street between Barton Street East and Birge Street; and
- (i) That a "One Hour Parking Time Limit, 6:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the west side of Ashley Street commencing at Century Street and extending to a point 135 feet northerly therefrom; and
- (j) That in conjunction with the existing "Alternate Side Parking" regulation a "Two Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on both sides of East 11th Street between Concession Street and Mountville Avenue; and
- (k) That parking be prohibited on the south side of Bendamere Avenue between West 32nd and West 34th Streets; and

- (l)
 - i. That a "Permit Parking" regulation be implemented on the east side of Grant Avenue commencing at a point 99 feet south of Delaware Avenue and extending to a point 22 feet southerly therefrom; and
 - ii. That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Mrs. Evelyn Balli, 145 Grant Avenue; and
- (m) That stopping be prohibited on the north side of Braemar Place between Garth Street and a point 96 feet easterly therefrom; and
- (n)
 - i. That a "Permit Parking" regulation be implemented on the south side of Picton Street East commencing at a point 70 feet east of Ferguson Avenue North and extending to a point 19 feet easterly therefrom; and
 - ii. That the Director of Traffic Services be authorized to issue upon request, one parking permit to Ms. Jane Caprice, 190 Picton Street East; and
- (o) That a "No Parking" regulation be implemented on the south side of Rennie Street commencing at a point 24 feet west of the west curb line of Tate Avenue and extending to a point 204 feet easterly therefrom; and
- (p)
 - i. That in conjunction with the existing "Alternate Side Parking" regulation, a "Permit Parking" regulation be implemented on the west side of East 27th Street commencing at a point 31 feet north of Mohawk Road and extending to a point 20 feet northerly therefrom and on the east side of East 27th Street commencing at a point 30 feet north of Mohawk Road and extending to a point 19 feet northerly therefrom; and
 - ii. That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Mr. and Mrs. Strauch, 590 East 27th Street; and
 - iii. That, in accordance with a general Traffic By-law provision a "No Stopping" regulation be implemented on the east side of East 27th Street commencing at Mohawk Road and extending to a point 30 feet northerly therefrom and on the west side of East 27th Street commencing at Mohawk Road and extending to a point 31 feet northerly therefrom.

- (q)
 - i. That a "No Stopping" corner clearance be implemented on the north side of Maplewood Avenue commencing at Balsam Avenue South and extending to a point 66 feet westerly therefrom; and
 - ii. That a "No Stopping" corner clearance be implemented on the south side of Maplewood Avenue commencing at Balsam Avenue South and extending to a point 79 feet easterly therefrom; and
- (r) That the existing "No Parking" regulation on the south side of Sanders Boulevard which commences at Cottrill Street and extends to a point 75 feet westerly therefrom be shortened, such that, the regulation commences at Cottrill Street and extends to a point 55 feet westerly therefrom; and
- (s) That southbound traffic on Agnes Street be required to stop for eastbound and westbound traffic on Campbell Avenue; and
- (t)
 - i. That eastbound Traffic on Cameo Avenue be required to stop for northbound and southbound traffic on Carmen Avenue; and
 - ii. That eastbound traffic on Carmen Avenue be required to stop for northbound and southbound traffic on Cameo Avenue; and
- (u) That three-way stop control be implemented at the intersection of Bevan Court and Dunkirk Drive; and
- (v)
 - i. That southbound traffic on Rondeau Street be required to stop for eastbound and westbound traffic on Rexford Drive; and
 - ii. That northbound traffic on Rondeau Street be required to stop for eastbound and westbound traffic on Ravenbury Drive; and
- (w) That four-way stop control be implemented at the intersection of Mary Street and Macauley Street; and
- (x) That westbound traffic on the north leg of Delancey Boulevard be required to stop for northbound and southbound traffic on Brigade Drive; and
- (y) That three-way stop control be implemented at the intersection of Brigade Drive and Byng Street; and

- (z) That westbound traffic on Whitfield Avenue be required to stop for northbound and southbound traffic on Birmingham Street; and
 - (aa) That three-way stop control be implemented at the intersection of Normajean Avenue and Rexford Drive; and
 - (bb) That three-way stop control be implemented at the intersection of Picton Street East and Catharine Street North; and
 - (cc)
 - i. That eastbound traffic on Barclay Street be required to stop for northbound and southbound traffic on Marion Avenue; and
 - ii. That westbound traffic on Barclay Street be required to stop for northbound and southbound traffic on Cline Avenue; and
 - iii. That four-way stop control be implemented at the intersections of Barclay Street and Paisley Avenue, and Barclay Street and Newton Avenue.
 - iv. That the need for a three-way stop control at the intersection of Barclay Street and Cline Avenue be reviewed by staff.
29. That, in accordance with the provisions of the City Traffic By-law, no action be taken on the request by Mr. S. Stencil for a time limit exemption permit for his son's girlfriend's vehicle.
30. That the following resolution from the City of Windsor respecting regulations to control whistling at Railway Crossings be received:

"403/91 WHEREAS railway companies and municipalities are now exposed to increasing liability at public crossings when seeking relief from whistling at fully protected crossings, which did not exist prior to the passing of the new Railway Safety Act, 1989 and the adoption of the "Transport Canada Railway Safety Directorate Guidelines Number 1 (Procedures and Conditions for Eliminating Whistling at Public Crossings)";

THEREFORE BE IT RESOLVED that the Minister of Transport Canada **BE PETITIONED** to review the present legislation and remove municipalities and railway companies from exposure to liability by reverting to the procedures for obtaining anti-whistling approval under the previous Railway Safety Act and further, that this resolution **BE FORWARDED** to all Ontario municipalities, the Municipal Engineers Association, the Canadian Pacific Railway, the Canadian National Railway, the Essex Terminal Railway and the local Members of Parliament for their support and endorsation."

31. (a) That the Director of Public Works, in co-operation with the Keep Hamilton Clean Committee, established a policy on the displaying of posters in Kiosks; and
- (b) That the Director of Public Works be directed to canvas existing programs and report back to the Transport and Environment Committee on the costs involved in hiring two (2) students on a Postbuster Program.
32. (a) That the City of Hamilton repeal By-law 90-341 respecting the prohibition of whistling by Canadian Pacific Limited Trains at the grade crossing at Greenhill Avenue; and
- (b) That the City of Hamilton enact a new by-law prohibiting Canadian Pacific Limited from having their trains sound their whistles at the grade crossing at Greenhill Avenue in the City of Hamilton - CP Rail Fort Erie Subdivision, Mileage 51.90 (formerly, Mileage 31.99 Welland Subdivision); and
- (c) That the City of Hamilton enter into an agreement with Canadian Pacific Limited respecting the cessation of whistling at the Greenhill Avenue grade crossing and the provision of insurance. Such agreement to be in a form satisfactory to the Law Department; and
- (d) That the City of Hamilton agree to pay one half the cost of a policy of insurance placed by Canadian Pacific Limited with respect to the potential liability for the cessation of whistling at the grade crossing at Greenhill Avenue (current cost to the City \$500. per year). Such policy to be in a form satisfactory to the Law Department; and
- (e) That the Law Department be directed to prepare the necessary by-law for presentation to City Council.

33. That leave be granted to introduce the following Bills:

- (a) **Bill A-39** By-law to Incorporate Parts 1 and 3, Plan 62R-11789 into Delta Drive
- (b) **Bill A-40** By-law to Incorporate Part 3, Plan 62R-10552 into Glover Road
- (c) **Bill A-41** By-law to Incorporate Part 3, Plan 62R-11682 into Ferguson Avenue
- (d) **Bill A-42** By-law to Incorporate Part 2, Plan 62R-11682 into Jackson Street
- (e) **Bill A-43** By-law to Incorporate Parts 7, 10 and 11, Plan 62R-9741 into Regina Drive
- (f) **Bill A-44** By-law to Authorize the Sale of Portions of the Closed Road Allowance of Holland Avenue
- (g) **Bill A-45** By-law to Authorize Construction of Local Improvements without petition under Section 12 of The Local Improvement Act of Sidewalks, Curbs and Roads on Ridge Street from Chipman Avenue
- (h) **Bill A-46** By-law to Amend By-law No. 89-72 to Regulate Traffic
- (i) **Bill A-47** By-law to Amend By-law No. 89-72 to Regulate Traffic.

RESPECTFULLY SUBMITTED,

C. J. Coutts,
Acting Secretary

**ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE**

June 17, 1991

APPENDIX "A"

1991 PROPOSED SHELTER LOCATIONS (sorted by warrant score)
CITY OF HAMILTON

PAGE 1 OF 2

29-MAY-1991

NO.	STOP #	LOCATION	CORNER	SHELTER TYPE	SCORE	REQUEST ORIGIN	ENCR. REQ'D
1	90805	King St. E. at James St.	N/E	VIC	92	Citizens	NO
2	90805	James St. N. opp. King William St.	W/Side	VIC	92	Citizens	NO
3	50310	Upper Sherman Ave. at Fennell Ave.	N/W	AD	84	Citizen	YES
4	90809	King St. E. bet. John & Hughson St.	N/Side	VIC	82	Citizens	NO
5	90807	King St. E. at Hughson St.	N/W	VIC	81	Citizens	NO
6	90803	King St. W. at James St. N.	N/W	VIC	81	Citizens	NO
7	71309	Nash Rd. at Barton St. E.	S/W	NAD	81	Citizen	YES
8	50425	Upper Gage Ave. at Throley Dr.	N/E	AD	79	Citizen	NO
9	72324	Barton St. E. at Barnsdale Ave.	S/W	CAN	79	Citizen	YES
10	50427	Upper Gage Ave. at Beryl St.	N/E	AD	79	Citizen	NO
11	50001	Upper James at Queensdale Ave.	S/E	NAD	78	Citizen	YES
12	51020	Fennell Ave. E. at Warren Ave.	S/W	NAD	78	Citizen	NO
13	50627	Upper Kenilworth Ave. at Limeridge Rd.	N/E	NAD	77	Citizen	YES
14	50417	Upper Gage Ave. at Pemberton Ave.	S/E	NAD	71	Mayor Morrow	*
15	61239	Fennell Ave. at Ent. to Mohawk College	N/E	AD	71	Citizen	YES
16	50307	Upper Sherman Ave. at Queensdale Ave. E.	S/E	NAD	69	Citizen	NO
17	72539	King St. E. at #2757 King St. E.	NS	AD	68	Citizen	NO
18	51448	Limeridge Rd. at Upper Kenilworth Ave.	S/W	NAD	67	Citizen	NO

LEGEND:

AD - Advertising Shelter
NAD - Non-Advertising Shelter
CAN - Canopy Shelter
VIC - Victorian Roof Advertising Shelter
* - Under Investigation
ENCR. REQ'D - Encroachment Required

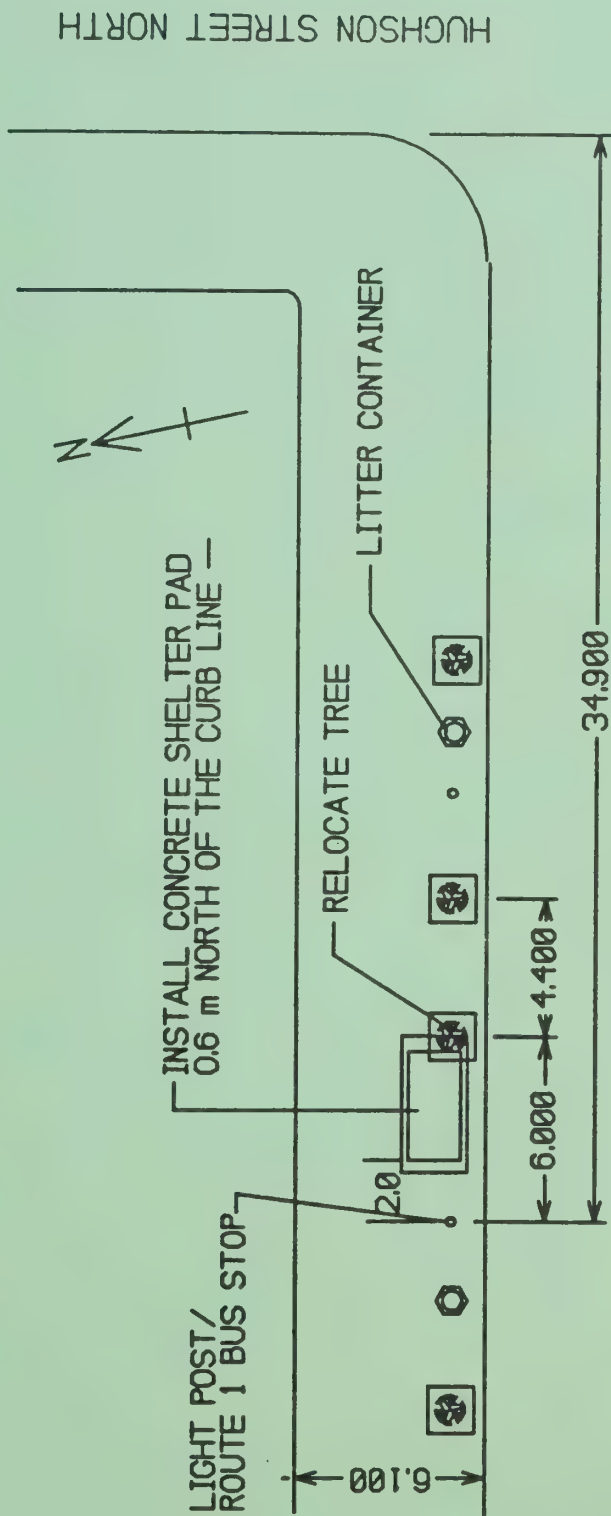
1991 PROPOSED SHELTER LOCATIONS (sorted by warrant score)
CITY OF HAMILTON

PAGE 2 OF 2

NO.	STOP #	LOCATION	CORNER	SHELTER TYPE	SCORE	REQUEST ORIGIN	ENCR. REQ'D
19	70117	Hughson St. at Wilson St.	S/E	NAD	66	Citizen	YES
20	72139	Industrial Dr. at Ottawa St. N.	N/E	AD	64	Citizen	NO
21	71311	Nash Rd. N. Opp. Nugent Dr. (N. leg)	ES	AD	63	Citizen	NO
22	72713	Hunter St. at Walnut St.	N/W	NAD	61	Citizen	NO
23	71217	Barton St. E. at Waverly St.	N/Side	AD	61	Citizen	NO
24	50343	Upper Sherman Ave. at Stone Church Rd.	S/E	NAD	60	Councillor Gallagher	NO
25	50547	Upper Ottawa St. at Rymal Rd.	N/E	NAD	58	Citizen	*
26	71145	Mt. Albion Rd. opp. Glen Castle Dr.	ES	NAD	58	Councillor Agostino	YES
27	50145	Upper Vellington St. at Stone Church Rd.	S/E	NAD	57	Citizen	NO
28	72142	Burlington St. E. at Stapleton Ave.	S/W	NAD	56	Citizen	NO
29	35000	Ogilvie St. at Old Ancaster/ South St.	N/W	NAD	56	Citizen	NO
30	43011	Barton St. opp. Hale St. (Stoney Creek)	NS	NAD	56	Citizen	YES
31	50149	Upper Vellington St. opp. Como Pl.	ES	NAD	55	Citizen	NO
32	60333	Upper Paradise Rd. at Skyview Dr.	S/E	NAD	54	Citizen	NO
33	81003	Franklin Rd. at Longwood Rd.	N/W	NAD	53	Councillor Kiss	NO
34	81123	Emerson St. at Royal Ave.	S/E	NAD	51	Councillor Kiss	YES
35	72152	Burlington St. E. at Parkdale Ave.	S/W	NAD	49	Citizen	YES
36	80117	MacNab St. N. at York Blvd.	N/E	NAD	43	Citizen	NO

LEGEND:

AD - Advertising Shelter
 NAD - Non-Advertising Shelter
 CAN - Canopy Shelter
 VIC - Victorian Roof Advertising Shelter
 * - Under Investigation
 ENCR. REQ'D - Encroachment Required



KING STREET EAST

<p>HAMILTON STREET RAILWAY TRANSPORTATION SERVICES - PLANNING & DESIGN 1991 SHELTER PROGRAM</p>		
<p>LOCATION: KING STREET EAST AT HUGHSON STREET NORTH, FARSIDE - NORTH WEST CORNER</p>		
APRIL 22, 1991	91SHEL22	1250
		4

NOTE: ALL MEASUREMENTS ARE IN METRES

FIGURE 1

APPENDIX "B"

<u>Incorporating into Street Name</u>	<u>Description of Lands being Incorporated</u>	<u>Financial Implications</u>	<u>Reason for being Incorporated</u>	<u>File No.</u>
Regina Drive	Parts of Lot 14, Con. 8 (formerly Barton Twp.) designated as Parts 7, 10 & 11, Plan 62R-9741	N/A	To allow the subdivider to complete the construction of the road easterly from Upper James to the western limit of proposed DiCenzo Drive	S610-03
Delta Drive	Parts of Lot 14, Con. 8 (formerly Barton Twp.) designated as Parts 1 and 3 on Plan 62R-11789	N/A	To allow the subdivider to complete the construction of the road easterly from Upper James to the western limit of proposed DiCenzo Drive.	S610-03
Ferguson Ave.	Part of Lot 8, R.P. 48, designated as Part 3 on Plan 62R-11682	N/A	To provide the final road width for Ferguson Avenue (east side), in that area and access to and from Part 1, 62R-11682 to Ferguson Avenue as established by Registered Plan 48.	S610-03
Jackson St. E.	Part of Lots 8,9 & 10 R.P. No. 48, designated as part 2 on Plan 62R-11682	N/A	To provide the final road width for Jackson Street (north side) in that area and access to and from Part 1, Plan 62R-11682 to Jackson Street as established by Registered Plan No. 48.	S610-03
Glover Road	Part of Lot 15, Con. 1 (formerly Glanford Twp.) designated as Part 3, on Plan 62R-10552	N/A	To provide the final width of Glover Road on the west side in that area.	S610-03

APPENDIX "C"

<u>Location</u>	<u>Type of Encroachment</u>	<u>Solicitor/Agent</u>	<u>Fees 1st Year/Annual</u>	<u>File No.</u>
1015 Barton St. E. Hamilton, Ont.	Doors swinging out onto the road allowance of Rosslyn Ave. by 2'6"	Ladislav Kratky Architects Inc. 11 Lavina Ave. Ste. 101, Toronto	\$112.00/20.00	T103-50(923)
44 Erindale Ave. Hamilton, Ont.	Steps: set one encroaches Erindale Ave. by 0.53' set two encroaches same by 9.07' and Dundonald Ave. by 9.02'	Borkovich & Ingrassia 1 Main St. E. Hamilton, Ont.	\$112.00/20.00	T103-50(920)

*

APPENDIX "D"

VIOLATION	EXISTING SET FINE (where applicable)	PROPOSED SET FINE
() Disobey Stop Sign		\$75.78
() Disobey Yield Sign		\$75.78
() Wrong way on one-way street		\$75.78
() Prohibited Turns		\$75.78
() Improper Turns		\$75.78
() Disobey Traffic Signal		\$75.78
5(3) Place in view of a highway, a sign, marking or device resembling an official sign or traffic control device		\$50.00
5(3a) Place in view of a highway, a sign, advertising device or apparatus which emits light on or along a highway which may affect the operation of a motor vehicle		\$50.00
5(4) Without lawful authority, move or otherwise interfere with any traffic sign or traffic control device		\$75.78
5(5) Drive over freshly applied paint on roadway	\$13.75	\$50.00
5(6) Fail to comply with the directions of any traffic sign or traffic control device	\$28.75	\$50.00
5(7) Drive a vehicle from a public highway to a private driveway or from a private driveway to a public highway contrary to the direction of operation of the driveway		\$50.00
7(1) Fail to obtain a permit to move an over-weight or over-size vehicle over or upon a highway		\$50.00
7(4) Move a load in excess of the weight or dimensions specified by permit		\$50.00
8(2) Drive a heavy vehicle on a non-truck route	\$53.75	\$75.78

9 Drive on a bridge, any vehicle having a gross weight greater than that prescribed by By-law and signs		\$75.78
10(1) Walk along roadway where there is a sidewalk		\$50.00
10(2) Cross a roadway by other than the shortest route, except in a crosswalk		\$50.00
10(3) Proceed over or under a railing or other permanent barrier along the edge of a sidewalk		\$50.00
10(4) Cross the roadway where prohibited by signs		\$50.00
10(5) Walk or stand such that pedestrian or vehicular traffic is impeded		\$50.00
10(6) Run, race, crowd or jostle any other person so as to create disturbance, discomfort or confusion		\$50.00
11 Play or take part in any game or sport upon a roadway		\$50.00
12(1) Drive or permit any animal to be in any highway or other public place under the control of a competent person		\$50.00
12(2) Horseback riders or persons in charge of animals fail to obey the provisions of the Highway Traffic Act or of the Traffic By-law which govern the drivers of vehicles		\$50.00
12(3) Drive any animal without due care and attention		\$50.00
13 Yield right-of-way to any pedestrian on or approaching on the sidewalk, footpath, alley or driveway	\$28.75	\$50.00
19 Drive wrong way in designated one-way alley	\$28.75	\$75.78
19(4) Drive any animal or vehicle in anything but a clockwise direction in a traffic circle		\$75.78
21 Turn left contrary to signs (Mon - Fri)	\$28.75	\$75.78
21A Turn left contrary to signs (Mon - Sat)	\$28.75	\$75.78
22 Turn right contrary to signs (Mon - Fri)	\$28.75	\$75.78
23 Turn right on red light where prohibited		\$75.78
23A Turn left on red light where prohibited		\$75.78

24(1) U-Turn not in safety	\$28.75	\$75.78
24(2) U-Turn where prohibited	\$28.75	\$75.78
25 Interurban buses operating on other than interurban bus routes		\$75.78
26 HSR buses operating on other than HSR bus routes		\$75.78
27(1) Ride a bicycle on a roadway where there is a bicycle path		\$50.00
27(2) Bicycles shall keep to the right		\$50.00
27(3) Bicycles riding abreast	\$28.75	\$50.00
27(4) Carrying packages on a bicycle		\$50.00
27(5) Park a bicycle on a roadway		\$50.00
27(6) Carry more passengers on a motorcycle than it is equipped to carry		\$50.00
27(7) Rear-end riders		\$50.00
27(8) Operator of a vehicle under 16 years old		\$75.78
27(9) Drive on a sidewalk	\$28.75	\$75.78
27(10) Stop before entering roadway from a private road, driveway or alley	\$28.75	\$75.78
27(11) Improperly drive vehicle backwards	\$28.75	\$75.78
27(12) Interrupt a funeral cortege or procession	\$28.75	\$75.78
27(13) Drive on a closed street	\$28.75	\$50.00
27(14) Lock motor vehicle	\$28.75	\$50.00
27(15) Enter or leave a controlled access highway at other than authorized entrance or exit		\$75.78
27(16) Damage Parking Meter		\$50.00
27(17) Drive a motor vehicle on a pathway		\$75.78

27(18) Service a vehicle parked on a highway

\$50.00

27(19) Non-handicapped person displaying a
handicapped permit

\$50.00

27(20) Blocking a signalized intersection except to
turn left or right

\$75.78

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **THIRTEENTH** Report for 1991 and respectfully recommends:

1. That a purchase order be issued to Delmar Contracting Limited, Fruitland, in the amount of \$85,071.03, including all applicable taxes, to provide asphalt milling and paving on the playing field at Ivor Wynne Stadium, being the lowest of four quotations received and that this expenditure be financed from Work Done for Others Account No. CH56398 62910.
2. That a purchase order be issued to 877138 Ontario Inc., o/a Bud's Contracting, Stoney Creek, in the amount of \$56,000.00 including a contingency allowance in the amount of \$7,175.90 and all taxes, being the lowest of five bids received, to install a water service and spray pad at T. B. McQuesten Park, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and that this expenditure be financed from T. B. McQuesten Neighbourhood Playground Account No. CH56398 62910.
3.
 - (a) That Universal Skate Sharpeners Ltd. Calgary be awarded the contract to supply, install, service and maintain skate sharpening machines at nine (9) arenas for a commission payable to the City of 20% of gross receipts, being the only proposal received, in accordance with Request for Proposal issued by the Manager of Purchasing and Vendor's response.
 - (b) That the term on the agreement be to 1991 December 31 with an option in favour of the City to renew for three additional one-year terms.
 - (c) That a contract be entered into satisfactory to the City Solicitor.
4.
 - (a) That a purchase order be issued to Teperman and Sons Inc., Toronto, in the amount of \$192,048.95 including all taxes, being the lowest of three quotations received, for the demolition of Inverness School, 410 Upper Wentworth Street, Hamilton and clearing of the site in accordance with specifications issued by the Real Estate Division and Vendor's quotation and that this expenditure be financed from Reserve for Property Purchases Account No. 00102.
 - (b) That a contract be entered into satisfactory to the City Solicitor.

5. That the Hamilton Hornets Rugby Football Club Inc. be granted permission to sell alcoholic beverages in the Mohawk Sports Park Clubhouse during season games, tournament and practice dates, subject to the following terms and conditions:
 - (a) That proof of \$5 million Public Liability Insurance for Property Damage and Bodily Injury naming the City as co-insured be provided.
 - (b) That the Club must abide by all regulations stipulated by the Liquor Licence Board of Ontario.
 - (c) That the sale of alcoholic beverages be by Special Occasion Permit only.
6.
 - (a) That approval be given of the action taken by the Director of Culture and Recreation to allow the Hamilton Steelers Soccer Club to sell beer on 1991 June 15 in conjunction with KLM Soccer Cup being held between the Dutch Old Internationals and the Hamilton All Stars.
 - (b) That approval be granted to the Hamilton Steelers Soccer Club to sell beer during the regular season and playoff games in Brian Timmis Stadium.
 - (c) That approval be granted to the Hamilton Steelers Soccer Club to sell beer during exhibition games in Brian Timmis Stadium subject to the approval of the Director of Culture and Recreation.
 - (d) That approvals be granted contingent on the following terms and conditions:
 - (i) Proof of \$5 million comprehensive general liability insurance for property damage and bodily injury, naming the City as co-insured be provided.
 - (ii) The Club must abide by all regulations as stipulated by the Liquor Licence Board of Ontario.
 - (iii) Each date be contingent upon the supervision and orderly conduct of the previous date.
 - (iv) Terms and conditions satisfactory to the City Solicitor be included in the Licence Agreement.
 - (v) The sale of beer will be by Special Occasion Permit only.

7. That approval be given to Quad City Slo-Pitch League to sell beer and food on the occasion of their Slo-Pitch Tournament to be held at King's Forest Park on Saturday, 1991 September 7 subject to the following terms and conditions:
 - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury naming the City as additional insured, be provided.
 - (b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
 - (c) That the applicant assume responsibility for all labour related costs as a result of this event.
8. That approval be given to Molson Breweries to sell beer on the occasion of their Slo-Pitch Tournament to be held at Globe Park on Sunday, 1991 August 18 subject to the following terms and conditions:
 - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
 - (b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
 - (c) That the applicant assume responsibility for all labour related costs as a result of this event.
9. That approval be given to Parents With Partners Inc. to sell beer on the occasion of their baseball tournament to be held at Globe Park on 1991 August 3 and August 4 subject to the following terms and conditions:
 - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
 - (b) That the applicant meeting all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
 - (c) That the applicant assume responsibility for all labour related costs as a result of this event.
 - (d) That the concessionaire be contacted to make the necessary arrangements for the provision of food.

10. That approval be given to the Hamilton-Wentworth Police Association, in conjunction with the Multiple Sclerosis Society and the Children's Wish Fund, to sell beer on the occasion of their baseball tournament to be held at Globe Park on 1991 July 27 and July 28 subject to the following terms and conditions:
 - (a) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
 - (b) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
 - (c) That the applicant assume responsibility for all labour related costs as a result of this event.
 - (d) That the concessionaire be contacted to make the necessary arrangements for the provision of food.
11.
 - (a) That the Director of Culture and Recreation be authorized to proceed with the pilot project of snack bar operations at Lawfield Arena.
 - (b) That within the terms of the Business Plan, the Director of Culture and Recreation be authorized to:
 - (i) Purchase the necessary equipment and supplies from within the current budget allocation, complying with finance policies and purchasing policies to an amount not to exceed \$12,000.00.
 - (ii) Purchase ongoing confectionary and foods from revenues generated from sales from accepted wholesale suppliers complying with Purchasing Department policies.
 - (iii) Implement modifications and improvements to utilities and display/storage from within the Building Maintenance Budget of the Property Department not to exceed \$5,000.00 and according to cost centre policy.
 - (iv) Provide part-time/seasonal staffing of the snack bar consistent with staffing policy at the Dundurn Castle Snack Bar with costs not to exceed \$350.00 per week.

12. (a) That the Huntington Park Tennis Courts be reconstructed and resurfaced for use this season.
- (b) That the Finance and Administration Committee recommend the method of capital cost financing, estimated at approximately \$90,000.00 in accordance with City Council resolution approved 1990 July 31 - Unbudgeted Capital Expenditures.
13. That the Director of Culture and Recreation be authorized to reschedule membership rates, admissions and program fees at Recreation Facilities to improve general access and affordability, balanced by improved cost recoveries from specifically registered programs, admissions and instructional courses. This reassignment of revenues and charges adjustment to be as follows:

(i) RECREATION CENTRE MEMBERSHIPS

Family	\$ 70.00	(existing \$ 76.40)
Single Parent Family	\$ 55.00	(existing \$ 57.30)
Adult	\$ 50.00	(existing \$ 49.43)
Youth (17 years and under)	\$ 10.00	(existing \$ 17.98 13 - 17 years) (existing \$ 12.36 12 years and under)
Seniors	\$ 7.00	(existing \$ 7.86)
Disabled	\$ 7.00	(existing \$ 7.86)
Replacement Card	\$ 2.00	(existing \$ 1.12)
*Non-Residential Rate	Premium of additional 50% per current policy	

(ii) ARENA AND SKATING CENTRE MEMBERSHIPS

Family	\$ 35.00	(existing \$ 33.71)
Single Parent Family	\$ 25.00	(existing \$ 25.31)
Adult	\$ 20.00	(existing \$ 20.22)
Youth (17 years and under)	\$ 10.00	(existing \$ 10.11 13 - 17 years) (existing \$ 7.86 12 years and under)
Seniors	\$ 5.00	(existing \$ 4.49)
Disabled	\$ 5.00	(existing \$ 4.49)
Replacement Card	\$ 2.00	(existing \$ 1.12)
*Non-Resident Rate	Premium of additional 50% per current policy	

(iii) NON-MEMBER ADMISSIONS

Family	\$ 4.40	(existing \$ 3.94)
Single Parent Family	\$ 4.00	(existing \$ 3.94)
Adult	\$ 3.00	(existing \$ 2.25)
Youth (17 years and under)	\$ 2.00	(existing \$ 1.12 13 - 17 years) (existing \$.85 12 years and under)
Seniors	\$ 1.00	(existing \$.85)
Disabled	\$ 1.00	(existing \$.85)

(iv) COURSE FEES (AQUATICS) \$ 10.00 (existing \$ 5.00)

These rates to include G.S.T. (where applicable) and rates to be reduced under current policy for special circumstances. Effective date 1991 September.

14. (a) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government - Canadian Job Strategies Section 25 Programme for funds totalling approximately twenty-four thousand dollars (\$24,000.00) to employ two temporary full time staff to assist in research and to establish terms of reference, guidelines which would facilitate the involvement of volunteers in the delivery of future services within the Public Works Department; and
- (b) That the Mayor and City Clerk be authorized to sign the Federal/Municipal Agreement for the purpose of implementing the Job Development Programme; and,
- (c) That the Law Department be authorized to execute the Agreement referred to in sub-section (b) above.
15. (a) That a purchase order be issued to Bevco Homes Ltd. in the amount of \$314,000.00 for the addition to and renovations of the Upper Ottawa Street Public Works Building.
- (b) That a contract be entered into, satisfactory to the City Solicitor.
- (c) That the above recommendation be subject to approval by the Committee of Adjustment as a permitted addition within an "A" zone.

16. That the City Clerk be requested to advise the Region and the Niagara Escarpment Commission that:
- (a) The City of Hamilton recommends that the existing "Urban Area" designation in the Niagara Escarpment Plan for a portion of the Mohawk Sports Park (bounded by Mohawk Road to the north, the abandoned rail right of way to the west, Limeridge Road to the south and Mountain Brow Boulevard to the east) and Sam Lawrence Park be maintained and not redesignated "Escarpment Protection Area", since it will impact on the future use of these areas.
 - (b) The other changes proposed to the Niagara Escarpment Plan do not adversely impact on the planning intentions of the City and can be supported. In particular:
 - (i) The inclusion of the Bruce Trail into the Niagara Escarpment Plan with the policies for the development and protection of various components of the Trail;
 - (ii) The redesignation of lands east of Albion Falls to "Escarpment Protection Area", and,
 - (iii) The inclusion of the southern portion of the Royal Botanical Gardens/Cootes Paradise into the Niagara Escarpment Plan.
 - (c) That the City will not relinquish any rights on their autonomy for future plans.
 - (d) That there be no impact on lands that affect freeway development.
17. That the Honourable Rosario Marchese, Minister of Culture and Communications, be requested to give consideration to appointing a Hamilton representative to the Board of the Ontario Arts Council in the upcoming appointment process.
18. (a) That the Collections Management Policies for the five museums of the City of Hamilton, attached hereto as Appendix "A", be approved.
- (b) That the Collections Management Policies replace the Collections Management Policies written in 1981.

19. (a) That approval be given to purchase a portion of the CP Rail right-of-way, having a frontage along the northerly limit of Main Street West of 50 feet, more or less, by a depth of 1,200 feet, more or less, for the purpose of a continuous open space link between Dundas and Hamilton. The exact area will be determined by a survey prepared by the Vendor. The purchase price of \$401,000.00 subject to adjustment as determined by the survey, is to be financed from Account No. CH5X306 00210 Reserve for Acquisition of Park Lands as a part of the Capital Project No. 115.0 (1991 - 1995 Capital Budget Program).
- (b) That the City dispose of a 50 foot x 100 foot parcel of this subject property which is zoned commercial and fronts along Main Street West to the developer of the Region's land east and adjacent to the subject 50 foot parcel at a price of \$262,500.00 subject to survey in order to recoup some of the \$401,000.00 purchase price of the railway lands.
- (c) That the Mayor and City Clerk be authorized to execute the necessary agreement approved by the City Solicitor.
20. (a) That endorsement be given to a proposal to place a Community Recreation Centre in the Riverdale West Neighbourhood at the earliest possible moment.
- (b) That the Parks and Recreation Committee and City Council endorse the creation of a joint use recreation centre with physical connections to Lake Avenue Public School and St. Joan of Arc Separate School and that approval be given to the Director of Property and the Director of Culture and Recreation to negotiate an agreement relative thereto with the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board.
- (c) That approval be given to the Director of Property to retain an architect to design the Lake Avenue Drop-in Centre, subject to the Separate School Board concurring that a portion of the St. Joan of Arc Separate School site may be utilized for the said purpose.

Respectfully Submitted,

K. Christenson
Secretary

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

1991 June 18

**COLLECTIONS MANAGEMENT POLICY
WHITEHERN**

Appendix "A" as referred to
in Section 18 of the
THIRTEENTH Report of the
Parks and Recreation
Committee

GENERAL PRINCIPLES

- 1) Material relating to the McQuesten family at Whitehern is of primary importance. However, non-McQuesten artifacts will be considered to fill gaps in Whitehern's collection.
- 2) Each artifact must:
 - be in good condition or, in the case of a very significant item, in restorable condition.
 - be capable of being displayed and/or stored in the current facilities in a museologically sound manner.
 - fit into the exhibition themes and/or areas of collection and study.
- 3) Very large items will be considered provided either Whitehern or the Hamilton Historical Board establishes in advance:
 - a permanent exhibition site or permanent, museologically acceptable, storage facility.
 - adequate funding to properly move, mount and/or store the artifact.
 - agreement as to who will maintain the artifact and source of funding for same.
- 4) Duplicate items may be accepted provided there is sufficient storage space to accommodate them.
- 5) The Curator is responsible for accepting donations and may refuse to accept any item offered to Whitehern for any reason, which may include:
 - lack of relevance
 - lack of adequate storage space
 - duplication
 - poor condition
- 6) Whitehern will not accept an item for the sole purpose of disposing of it. The Museum may, however, accept an item it does not wish to retain, on an interim basis:
 - to transfer to another institution as a service to the owner
 - as part of a larger, generally relevant, donation in order to secure the entire acquisition
- 7) In accepting an item permanently, Whitehern, and the Hamilton Historical Board, will attempt, where practically possible, to maintain the item. Therefore, care is exercised in accepting any item in need of conservation.
- 8) Through the Corporation of the City of Hamilton, Whitehern will provide adequate

insurance for the collection, both permanent and temporary, while on display, in storage or out on loan.

- 9) All acquisitions will be accessioned promptly, following established procedures.

ACQUISITION

DONATION

- 1) An item acquired by Whitehern as a donation (gift) requires, on the donation form, the donor's signature, as well as those of the Curator and the Manager of Cultural Services of the City of Hamilton before the item may be accessioned.
- 2) An equivalent document may be accepted instead of a donation form e.g. copy of a donor's will in the case of a bequest.
- 3) A donated item becomes the property of the Corporation of the City of Hamilton to be retained or disposed of as the City chooses. A statement to this effect must appear on the donation form.
- 4) Donation includes the acquisition of any assignable rights under current copyright laws e.g. exhibition rights. Should the Copyright law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the City, through donation to Whitehern.
- 5) No guarantees will be given the donor with regard to retaining, displaying or labelling any item in an acquisition.
- 6) Any donation accepted with conditions attached, except with regard to an income tax receipt, requires the prior approval of the Manager of Cultural Services.
- 7) Whitehern will not knowingly accept as a donation any item whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the individual signing a donation form is the rightful owner of the item in question and has the legal right to sign such a form.

PURCHASE

- 1) An artifact purchased by Whitehern is done so in the name of the Museum and becomes the property of the City of Hamilton. It is then accessioned in the same manner as for a donation.

- 2) A purchase must be accompanied by a bill of sale.
- 3) The purchase agreement must include the acquisition of all assignable rights i.e. without any restrictions attached regarding copyright.
- 4) No purchase with conditions attached may be executed without the prior consent of the Manager of Cultural Services.
- 5) Whitehern will not enter into a purchase agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.
- 6) The decision to purchase an artifact, within the financial limitations of Whitehern's operating budget, rests with the Curator. Purchases requiring funds in excess of the operating budget account for acquisitions requires the consent of the Manager of Cultural Services.
- 7) Whitehern will not knowingly purchase an artifact whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the person presenting an invoice for the item in question is the rightful and legal owner.
- 8) Purchases should be made with discretion as a means of filling gaps in the collections. Whenever possible, an artifact should not be purchased from a private individual but rather donated and an evaluation for tax purposes given.

INTERNAL TRANSFER

An artifact may be transferred from another City of Hamilton museum to Whitehern, by mutual agreement of the Curators involved. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. Such items must meet the conditions for donation and are accessioned as such.

TRADE

- 1) From time to time an item may be acquired by trade. It becomes the property of the City of Hamilton and all the procedures should be followed with it as for a donation to Whitehern.
- 2) Trades require the approval of the Hamilton Historical Board (see Deaccessioning).

LOAN

- 1) An item may be acquired temporarily by loan. A loan to Whitehern must be for a specific purpose e.g. display, research, education, and returned at the end of the

stated loan period unless extended by mutual agreement and, again, for a specific period and specific purpose.

- 2) "Permanent loans" to Whitehern are not accepted from private individuals but may be from organizations and institutions. Such items must not form the main portion, or central feature, of a permanent exhibition and the loan forms must include a clause requiring six months written notice before such items are removed from Whitehern.
- 3) Incoming loans are made at the discretion of the Curator unless special financial requirements (i.e. other than shipping etc.) are included e.g. payment of exhibition fees. Such special requirements require the prior consent of the Manager of Cultural Services.
- 4) Recording of incoming loans with regard to insurance must follow current Corporation of the City of Hamilton practices.
- 5) Borrowed items not in use by Whitehern should be returned to their source as soon as possible.

REFERENCE AND SPARE PARTS

- 1) Under normal circumstances, acquisitions will be fully accessioned. It is possible, however, to receive in an acquisition items which should not be accessioned. These are items which have little or no historic and/or monetary value as such and which usually fall into the categories of spare parts (e.g. button, badge) or reference material (e.g. newspaper clipping). An item, once it is accessioned is accountable and it would be an expense and time consuming to keep track of these items.
- 2) Such items will be acknowledged on the donation form, as a spare part or reference item not to be accessioned.
- 3) Items are deemed to be spare parts or reference material at the discretion of the Curator.

LENDING

- 1) An item from Whitehern may be loaned to other museums, institutions, businesses or groups for such purposes as display, research, education. Loans are not made to private individuals.
- 2) An outgoing loan is made at the discretion of the Curator and may be refused for such reasons as age/condition of artifact, rarity of artifact, use of artifact at Whitehern, conditions in the borrower's setting.

- 3) Only items permanently acquired by Whitehern will be considered for lending.
- 4) borrowers may be asked beforehand to show proof of adequate insurance, adequate security, and environmental conditions which meet museums standards.
- 5) Each loan will have a definite termination date which may be extended by mutual agreement. "Permanent loans" to outside agencies will not be made.

DEACCESSIONING

MCQUESTEN FAMILY BEQUESTS

Artifacts received as a part of the McQuesten family bequest shall not be de-accessioned (in any manner including destruction, reassignment, transfer, trade, sale) as per the agreement entered into between the McQuesten family and the City of Hamilton.

From time to time, it may be necessary to dispose of artifacts from the collection not received as a part of the McQuesten family bequest. Reasons may include, condition, relevance, duplication, status as an artifact. These items should be deaccessioned from the records and the files following established procedures.

DESTRUCTION (not applicable to artifacts received as a part of the McQuesten family bequest).

- 1) An item that is deemed damaged beyond repair, or which the Curator wishes to dispose of for one reason or another, is recommended for destruction/disposal by the Curator. The recommendation must be endorsed by the Hamilton Historical board and then approved by the Parks and Recreation Committee.
- 2) Upon final approval for disposal by the Parks and Recreation Committee, items are disposed of discreetly by the Curator.

REASSIGNMENT (not applicable to artifacts received as a part of the McQuesten family bequest.)

An item entered into the Accession Register which is not deemed to be an artifact by the Curator, upon approval of the Hamilton Historical Board, may be removed from the Accession Register and transferred to a more suitable section of the Museum such as to the spare parts collection, the reference collection, display furniture, exhibit props, programming.

INTERNAL TRANSFER (not applicable to artifacts received as a part of the McQuesten family bequest.)

At the discretion of the two Curators involved, an artifact may be transferred from Whitehern to another City of Hamilton Museum. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. The item is then deaccessioned from the Whitehern collection.

EXTERNAL TRANSFERS (not applicable to artifacts received as a part of the McQuesten family bequest.)

- 1) An artifact may be transferred, in effect donated, to another institution or organization on the recommendation of the Curator. This recommendation must be endorsed by the Hamilton Historical Board and approved by the Parks and Recreation Committee. The Curator must submit with the recommendation reasons/justifications within the guidelines of this Policy. The Hamilton Historical Board, or the Parks and Recreation Committee, may reject the Curator's recommendation with reasons.
- 2) As these transfers are gifts of City of Hamilton property, they are not made to private individuals.
- 3) The Curator and/or the Hamilton Historical Board and/or the Parks and Recreation Committee may attach such restrictions on an external transfer as may be in the best interests of Whitehern and/or City of Hamilton e.g. having first refusal on the artifact if the receiving institution plans to deaccession it in the future.

TRADE (not applicable to artifacts received as a part of the McQuesten family bequest.)

- 1) It may be in the best interest of the Museum to trade duplicate or irrelevant material. Trading should be done with care, each case judged on its own merit. Any trade must be recommended by the Curator with reasons/justifications within the guidelines of this Policy. The endorsement of the Hamilton Historical Board and approval of the Parks and Recreation Committee are required. Either group may reject the Curator's recommendation with reasons.
- 2) As a trade involves the receiving, as well as the giving, of artifacts, trades may be entered into with private individuals as well as with other institutions, organizations.
- 3) Whitehern will not enter into a trade agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

RETURN (not applicable to artifacts received as a part of the McQuesten family bequest.)

- 1) Any item permanently acquired by Whitehern is the property of the Corporation of the City of Hamilton. The City is under no obligation to return any such item. However, the Hamilton Historical Board will consider endorsing a request from the original donor for the return of an item, upon written request from the source to Whitehern. It will then be forwarded to the Parks and Recreation Committee for approval.
- 2) All such requests will be passed to the Hamilton Historical Board for consideration and should be accompanied by a recommendation, for or against, from the Curator. Such requests will usually only be supported by the Curator for museological reasons such as relevance, conditions, duplication etc.
- 3) Any request for the return of a permanently acquired artifact by a relative/descendant of the original donor will not be considered unless accompanied by proof that this individual would have been the sole legal heir to the item had it not been given to Whitehern.

SALE (not applicable to artifacts received as a part of the McQuesten family bequest.)

No artifact in the Whitehern collection may be disposed of by sale or by auction.

LOST, STOLEN, MISSING

- 1) All thefts and/or missing items must be reported to the Manager of Cultural Services immediately.
- 2) The reporting of other types of missing material to the Police is at the discretion of the Manager of Cultural Services.
- 3) Any item not located in the collection in two consecutive inventories is listed as "missing" and the records so amended.

EVALUATIONS

- 1) Evaluation may be carried out by the Curator, for income tax purposes, within the guidelines issued by Revenue Canada.
- 2) Internal evaluations for insurance or other purposes may be carried out by the Curator.
- 3) No member of the Whitehern staff (paid or volunteer), the Hamilton Historical Board or the Department of Culture & Recreation may carry out an evaluation on

behalf of Whitehern, either in writing or orally, for an item which is not the property of the Museum.

- 4) No Whitehern employee (paid or volunteer) will carry out evaluations during his/her own time while identifying him/herself as an employee of Whitehern or of the Corporation of the City of Hamilton.

This policy may not be altered without approval of the Hamilton Department of Culture and Recreation, and approval of Hamilton City Council where applicable.

1991 May 27

COLLECTIONS MANAGEMENT POLICY HAMILTON MILITARY MUSEUM

GENERAL PRINCIPLES

- 1) Material relating to the military history of the City of Hamilton and the surrounding Militia District is of primary importance. However, the broader aspect of Canada's military role ca.1790 to 1970 is also examined so Canadian military items from across the country will be considered for the collections.
- 2) With the exception of the British Army and Navy in Canada, an item from another country will not be considered for permanent retention unless it has a specific connection with the Hamilton Militia District.
- 3) Each artifact must:
 - be in good condition, or, in the case of a very significant item, in restorable condition.
 - be capable of being displayed and/or stored in the current facilities in a museologically sound manner.
 - fit into one of the major exhibition themes and/or areas of collection and study.
- 4) Very large items will be considered provided either the Hamilton Military Museum or the Hamilton Historical Board establishes in advance:
 - a permanent exhibition site or permanent, museologically acceptable, storage facility.
 - adequate funding to properly move, mount and/or store the artifact.
 - agreement as to who will maintain the artifact and source of funding for same.
- 5) Duplicate items may be accepted provided there is sufficient storage space to accommodate them.
- 6) The Curator is responsible for accepting donations and may refuse to accept any item offered to the Hamilton Military Museum for reasons which may include:
 - lack of relevance
 - lack of adequate storage space
 - duplication
 - poor condition
- 7) The Hamilton Military Museum will not accept an item for the sole purpose of disposing of it. The Museum may, however, accept an item it does not wish to retain, on an interim basis:
 - to transfer to another institution as a service to the owner
 - as part of a larger, generally relevant, donation in order to secure the entire acquisition.

- 8) In accepting an item permanently, the Hamilton Military Museum, and the Hamilton Historical Board, will attempt, where practically possible, to maintain the item. Therefore, care is exercised in accepting any item in need of conservation.
- 9) Through the Corporation of the City of Hamilton, the Hamilton Military Museum will provide adequate insurance for the collection, both permanent and temporary, while on display, in storage or out on loan.
- 10) All acquisitions will be accessioned promptly, following procedures outlined in the Hamilton Military Museum's Collections Management Manual.

ACQUISITION

DONATION

- 1) An item acquired by the Hamilton Military Museum as a donation (gift) requires, on the donation form, the donor's signature, as well as those of the Curator and the Manager of Cultural Services, before the item may be accessioned.
- 2) An equivalent document may be accepted instead of a donation form e.g. copy of a donor's will in the case of a bequest.
- 3) A donated item becomes the property of the Corporation of the City of Hamilton to be retained or disposed of as the City chooses. A statement to this effect must appear on the donation form.
- 4) Donation includes the acquisition of any assignable rights under current copyright laws e.g. exhibition rights. Should the Copyright law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the City, through donation to the Hamilton Military Museum.
- 5) No guarantees will be given the donor with regard to retaining, displaying or labelling any item in an acquisition.
- 6) Any donation accepted with conditions attached, except with regard to an income tax receipt, requires the prior approval of the Manager of Cultural Services.
- 7) The Hamilton Military Museum will not knowingly accept as a donation any item whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the individual signing a donation form is the rightful owner of the item in question and has the legal right to sign such a form.

PURCHASE

- 1) An artifact purchased by the Hamilton Military Museum is done so in the name of the Museum and becomes the property of the City of Hamilton. It is then accessioned in the same manner as for a donation.
- 2) A purchase must be accompanied by a bill of sale.
- 3) The purchase agreement must include the acquisition of all assignable rights i.e. without any restrictions attached regarding copyright.
- 4) No purchase with conditions attached may be executed without the prior consent of the Manager of Cultural Services.
- 5) The Hamilton Military Museum will not enter into a purchase agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.
- 6) The decision to purchase an artifact, within the financial limitations of the Hamilton Military Museum operating budget, rests with the Curator. Purchases requiring funds in excess of the operating budget account for acquisitions requires the consent of the Manager of Cultural Services.
- 7) The Hamilton Military Museum will not knowingly purchase an artifact whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the person presenting an invoice for the item in question is the rightful and legal owner.
- 8) Purchases should be made with discretion as a means of filling gaps in the collections or to retain in the area an important item of local military history which would otherwise be lost. Whenever possible, an artifact should not be purchased from a private individual but rather donated and an evaluation for tax purposes given.

INTERNAL TRANSFER

An artifact may be transferred from another City of Hamilton museum to the Hamilton Military Museum, by mutual agreement of the Curators involved. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. Such items must meet the conditions for donation and are accessioned as such.

TRADE

- 1) From time to time an item may be acquired by trade. It becomes the property of the

City of Hamilton and all the procedures should be followed with it as for a donation to the Hamilton Military Museum.

- 2) Trades require the approval of the Hamilton Historical Board (see Deaccessioning).

LOAN

- 1) An item may be acquired temporarily by loan. A loan to the Hamilton Military Museum must be for a specific purpose e.g. display, research, education, and returned at the end of the stated loan period unless extended by mutual agreement and, again, for a specific period and specific purpose.
- 2) "Permanent loans" to the Hamilton Military Museum are not accepted from private individuals but may be from organizations and institutions. Such items must not form the main portion, or central feature, of a permanent exhibition and the loan forms must include a clause requiring six months written notice before such items are removed from the Hamilton Military Museum.
- 3) Incoming loans are made at the discretion of the Curator unless special financial requirements (i.e. other than shipping etc.) are included e.g. payment of exhibition fees. Such special requirements require the prior consent of the Manager of Cultural Services.
- 4) Recording of incoming loans with regard to insurance must follow current Corporation of the City of Hamilton practices.
- 5) Borrowed items not in use by the Hamilton Military Museum should be returned to their source as soon as possible.

REFERENCE AND SPARE PARTS

- 1) Under normal circumstances, acquisitions will be fully accessioned. It is possible, however, to receive in an acquisition items which should not be accessioned. These are items which have little or no historic and/or monetary value as such and which usually fall into the categories of spare parts (e.g. button, badge) or reference material (e.g. newspaper clipping). An item, once it is accessioned is accountable and it would be an expense and time consuming to keep track of these items.
- 2) Such items will be acknowledged on the donation form, as a spare part or reference item not to be accessioned.
- 3) Items are deemed to be spare parts or reference material at the discretion of the Curator.

LENDING

- 1) An item from the Hamilton Military Museum may be loaned to institutions, business or groups for such purposes as display, research, education. Loans are not made to private individuals.
- 2) An outgoing loan is made at the discretion of the Curator and may be refused for such reasons age/condition of artifact, rarity of artifact, use of artifact in the Hamilton Military Museum, conditions in the borrower's setting.
- 3) Only items permanently acquired by the Hamilton Military Museum will be considered for lending.
- 4) Non-museum borrowers will be asked beforehand to show proof of adequate insurance, adequate security, and environmental conditions which meet museums standards.
- 5) Each loan will have a definite termination date which may be extended by mutual agreement. "Permanent loans" to outside agencies will not be made.
- 6) Loans of restricted or prohibited weapons must be carried out in accordance with the Criminal Law Amendment Act, 1977, and only to institutions with exempt status under Section 96 (1c) of this Act.

DEACCESSIONING

From time to time it may be necessary to dispose of items from the collections. Reasons may include, condition, relevance, duplication, status as an artifact. These items should be deaccessioned from the records and the files closed following procedures outlined in the Museum's Collections Management Manual.

DESTRUCTION

- 1) An item that is deemed damaged beyond repair, or which the Curator wishes to dispose of for one reason or another, is recommended for destruction/disposal by the Curator. The recommendation must be endorsed by the Hamilton Historical Board and then approved by the Parks and Recreation Committee.
- 2) Upon final approval for disposal by the Parks and Recreation Committee, a restricted or prohibited weapon must be turned over to the police for destruction. Other items are disposed of discreetly by the Curator.

REASSIGNMENT

An item entered into the Accession Register which is not deemed to be an artifact by the Curator, upon approval of the Hamilton Historical Board, may be removed from the Accession Register and transferred to a more suitable section of the Museum such as to the spare parts collection, the reference collection, display furniture, exhibit props, programming.

INTERNAL TRANSFER

At the discretion of the two Curators involved, an artifact may be transferred from the Hamilton Military Museum to another City of Hamilton Museum. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. The item is then deaccessioned from the Hamilton Military Museum collection.

EXTERNAL TRANSFERS

- 1) An artifact may be transferred, in effect donated, to another institution or organization on the recommendation of the Curator. This recommendation must be endorsed by the Hamilton Historical Board and approved by the Parks and Recreation Committee. The Curator must submit with the recommendation reasons/justifications within the guidelines of this Policy. The Hamilton Historical Board, or the Parks and Recreation Committee, may reject the Curator's recommendation with reasons.
- 2) As these transfers are gifts of City of Hamilton property, they are not made to private individuals.
- 3) The Curator and/or the Hamilton Historical Board and/or the Parks and Recreation Committee may attach such restrictions on an external transfer as may be in the best interests of the Hamilton Military Museum and/or the City of Hamilton e.g. having first refusal on the artifact if the receiving institution plans to deaccession it in the future.

TRADE

- 1) It may be in the best interest of the Museum to trade duplicate or irrelevant material. Trading should be done with care, each case judged on its own merit. Any trade must be recommended by the Curator with reasons/justifications within the guidelines of this Policy. The endorsement of the Hamilton Historical Board and approval of the Parks and Recreation Committee are required. Either group may reject the Curator's recommendation with reasons.

- 2) As a trade involves the receiving, as well as the giving, of artifacts, trades may be entered into with private individuals as well as with other institutions, organizations.
- 3) The Hamilton Military Museum will not enter into a trade agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

RETURN

- 1) Any item permanently acquired by the Hamilton Military Museum is the property of the Corporation of the City of Hamilton. The City is under no obligation to return any such item. However, the Hamilton Historical Board will consider endorsing a request from the original donor for the return of an item, upon written request from the source to the Hamilton Military Museum. It will then be forwarded to the Parks and Recreation Committee for approval.
- 2) All such requests will be passed to the Hamilton Historical Board for consideration and should be accompanied by a recommendation, for or against, from the Curator. Such requests will usually only be supported by the Curator for museological reasons such as relevance, condition, duplication etc.
- 3) Any request for the return of a permanently acquired artifact by a relative/descendant of the original donor will not be considered unless accompanied by proof that this individual would have been the sole legal heir to the item had it not been given to the Hamilton Military Museum.

SALE

No artifact in the Hamilton Military Museum collection may be disposed of by sale or by auction.

LOST, STOLEN, MISSING

- 1) All thefts and/or missing items must be reported to the Manager of Cultural Services immediately.
- 2) All missing restricted or prohibited weapons must be reported to the police immediately as per Section 102(2) of the Criminal Law Amendment Act, 1977. The reporting of other types of missing material to the police is at the discretion of the Manager of Cultural Services.
- 3) Any item not located in the collection in two consecutive inventories is listed as "missing" and the records so amended.

- 4) A stolen artifact, if not recovered in six months should be so indicated in the records.

EVALUATIONS

- 1) Evaluations may be carried out by the Curator, for income tax purposes, within the guidelines issued by Revenue Canada.
- 2) Internal evaluations for insurance or other purposes may be carried out by the Curator.
- 3) No member of the Hamilton Military Museum staff (paid or volunteer), the Hamilton Historical Board or the Department of Culture and Recreation may carry out an evaluation on behalf of the Hamilton Military Museum, either in writing or orally, for an item which is not the property of the Museum.
- 4) No Hamilton Military Museum employee (paid or volunteer) will carry out evaluations during his/her own time while identifying him/herself as an employee of the Hamilton Military Museum or of the Corporation of the City of Hamilton.

COLLECTIONS

The broad general theme for the Hamilton Military Museum is Canadian military history and traditions from the 1790s to the 1970s. Material relating to local regiments, or to local residents, is of particular importance. Beyond that is a desire to collect a solid representative collection for the British Army and Navy in Canada and for all branches of the Canadian Armed Forces from the late eighteenth century to the 1970s. This includes uniforms, equipment, insignia, medals, memorabilia, weapons. Consideration is given to forming collections in specific areas for the purposes of study and/or type collections. These items are not necessarily displayed intact. They, too, relate to the Museum's themes.

This policy may not be altered without approval of the Hamilton Department of Culture and Recreation, and approval of Hamilton City Council where applicable.

1991 May 24

COLLECTIONS MANAGEMENT POLICY THE HAMILTON CHILDREN'S MUSEUM

1. GENERAL PRINCIPLES

- 1.1 The Children's Museum will seek to develop a collection of objects relevant to its purpose as an institution which is to encourage children of all ages to discover, through a participatory experience, a sensory awareness of the world around us; a knowledge of all aspects of our local area - past, present and future; an understanding of childhood through the ages.
- 1.2 The museum will collect, conserve, preserve, exhibit, interpret and research the collection objects according to acceptable museum standards.
- 1.3 The term "collection" as used in this Collection Policy is understood to mean the acquisition of artifacts which may be of either contemporary or historical significance and directly relevant to the Children's Museum's Statement of Purpose.
- 1.4 Collection objects may include apparatus, historical artifacts, display items, and multi-media material.
- 1.5 Collection items will be classified according to their method of handling as either:
 - 1.5.1 Touchable - may be used as hands-on material in exhibits (i.e. replaceable).
 - 1.5.2 Non-touchable - may not be used as hands-on material in exhibits (i.e. not readily replaceable).
- 1.6 Collection methods will include:
 - 1.6.1 Acquisition
 - * Donation
 - * Purchase
 - * Internal Transfer
 - * Trade
 - * Field work
 - * Fabrication
 - 1.6.2 Incoming Loans
 - * Short-term
 - * Long-term (or "Permanent")
- 1.7 Each artifact must:
 - * be in good condition or, in the case of a very significant item, in restorable condition.

- * be capable of being displayed and/or stored in the current facilities in a museologically sound manner.
 - * fit into one of the major exhibition themes and/or areas of collection and study.
- 1.8 Very large items will be considered provided either the Children's Museum or the Hamilton Historical Board establishes in advance:
- * a permanent exhibition site or permanent, museologically acceptable, storage facility.
 - * adequate funding to properly move, mount and/or store the artifact.
 - * agreement as to who will maintain the artifact and source of funding for same.
- 1.9 Duplicate items may be accepted provided there is sufficient storage space to accommodate them.
- 1.10 The Curator is responsible for accepting donations and may refuse to accept any item offered to the Children's Museum for any reasonable reason, which may include:
- * lack of relevance
 - * lack of adequate storage space
 - * duplication
 - * poor condition
- 1.11 The Children's Museum will not accept an item for the sole purpose of disposing of it. The Museum may, however, accept an item it does not wish to retain, on an interim basis:
- * to transfer to another institution as a service to the owner
 - * as part of a larger, generally relevant, donation in order to secure the entire acquisition.
- 1.12 In accepting an item permanently, The Children's Museum, and the Hamilton Historical board, will attempt, where practically possible, to maintain the item. Therefore, care is exercised in accepting any item in need of conservation.
- 1.13 Through the Corporation of the City of Hamilton, The Children's Museum will provide adequate insurance for the collection, both permanent and temporary, while on display, in storage or out on loan.
- 1.14 All acquisitions will be accessioned promptly, following procedures outlined in The Children's Museum's Collections Management Manual.

2. ACQUISITION

2.1 DONATION

- 2.1.1 An item acquired by The Children's Museum as a donation (gift) requires, on the donation form, the donor's signature, as well as those of the Curator and a representative of the City of Hamilton before the item may be accessioned.
- 2.1.2 An equivalent document may be accepted instead of a donation form e.g. copy of a donor's will in the case of a bequest.
- 2.1.3 A donated item becomes the property of the Corporation of the City of Hamilton to be retained or disposed of as the City chooses. A statement to this effect must appear on the donation form.
- 2.1.4 Donation includes the acquisition of any assignable rights under current Copyright laws e.g. exhibition rights. Should the Copyright law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the City, through donation to The Children's Museum.
- 2.1.5 No guarantees will be given the donor with regard to retaining, displaying or labelling any item in an acquisition.
- 2.1.6 Any donation accepted with conditions attached, except with regard to an income tax receipt, requires the prior approval of the Manager of Cultural Services.
- 2.1.7 The Children's Museum will not knowingly accept as a donation any item whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the individual signing a donation form is the rightful owner of the item in question and has the legal right to sign such a form.

2.2 PURCHASE

- 2.2.1 An artifact purchased by The Children's Museum is done so in the name of the Museum and becomes the property of the City of Hamilton. It is then accessioned in the same manner as for a donation.
- 2.2.2 A purchase must be accompanied by a bill of sale or copy (originals may be retained by City of Hamilton Treasury Department) if the item is purchased using funds from the acquisition account.
- 2.2.3 The purchase agreement must include the acquisition of all assignable rights i.e. without any restrictions attached regarding copyright.

- 2.2.4 No purchase with conditions attached may be executed without the prior consent of the Manager of Cultural Services.
- 2.2.5 The Children's Museum will not enter into a purchase agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.
- 2.2.6 The decision to purchase an artifact, within the financial limitations of The Children's Museum operating budget, rests with the Curator. Purchases requiring funds in excess of the operating budget account for acquisitions or exhibits and displays requires the consent of the Manager of Cultural Services.
- 2.2.7 The Children's Museum will not knowingly purchase an artifact whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the person presenting an invoice for the item in question is the rightful and legal owner.
- 2.2.8 In general purchases which relate directly to one of the temporary exhibits will be made using funds from the Exhibits and Displays account, and shall usually be "touchable" or "hands-on" in nature. Purchases made using funds from the Acquisition account will be made with discretion and shall be "untouchable" and historical or irreplaceable in nature.
- 2.2.9 Whenever possible, an artifact should not be purchased from a private individual but rather donated and an evaluation for tax purposes given.

2.3 INTERNAL TRANSFER

An artifact may be transferred from another City of Hamilton museum to The Children's Museum, by mutual agreement of the Curators involved. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for by both institutions. Such items must meet the conditions for donation and are accessioned as such.

2.4 TRADE

- 2.4.1 From time to time an item may be acquired by trade. It becomes the property of the City of Hamilton and all the procedures should be followed with it as for a donation to The Children's Museum.
- 2.4.2 Trades require the approval of the Hamilton Historical Board (see Deaccessioning).

2.5 FIELD WORK

Certain objects, e.g. natural specimens may be acquired by collecting in the field.

2.6 FABRICATION

- 2.6.1 Certain objects may be entered into the collection which have been fabricated on-site by staff and/or volunteers.
- 2.6.2 Objects which are made off-site by volunteers but using Museum-funded materials may also be entered into the collection.
- 2.6.3 Objects which are made off-site by volunteers where Museum-source funds are not used may be entered into the collection but will usually be treated as donations.

2.7 UN-ACCESSIONED ACQUISITIONS

- 2.7.1 Under normal circumstances, acquisitions will be fully accessioned. It is possible, however, to receive in an acquisition items which should not be accessioned. These are items which have little or no historic and/or monetary value as such.
- 2.7.2 Such items will be acknowledged on the donation form, as acquisitions not to be accessioned.
- 2.7.3 The decision not to accession a particular acquisition will be made at the discretion of the Curator.

3. INCOMING LOANS

- 3.1 An item may be acquired temporarily by loan. A loan to The Children's Museum must be for a specific purpose e.g. display, research, education, and returned at the end of the stated loan period unless extended by mutual agreement and, again, for a specific period and specific purpose.
- 3.2 "Permanent" or long-term loans (longer than one year) to The Children's Museum will not be accepted from private individuals, but may be from organizations and institutions, at the discretion of the Curator. Such items must not form the main portion, or central feature, of a permanent exhibition and the loan forms must include a clause requiring six months written notice before such items are removed from The Children's Museum. Exceptions to this policy may be considered at the discretion of the Curator and subject to the approval of the Manager of Cultural Services.
- 3.3 Incoming loans are made at the discretion of the Curator unless special financial arrangements are required in which case the prior consent of the Manager of Cultural Services must be obtained.
- 3.4 Recording of incoming loans with regard to insurance must follow current Corporation of the City of Hamilton practices.

- 3.5 Borrowed items not in use by The Children's Museum should be returned to their source as soon as possible.
- 3.6 It is understood that objects on loan will not be withdrawn before the end of the exhibition for which they were loaned.
- 3.7 The Museum may exhibit or store any object on loan in the same manner as similar objects belonging to them, but exhibition of objects loaned is not guaranteed.

4. OUTGOING LOANS

- 4.1 An item from The Children's Museum may be loaned to institutions, businesses or groups for such purposes as display, research, or education. Loans are not made to private individuals.
- 4.2 An outgoing loan is made at the discretion of the Curator and may be refused for such reasons as age/condition of artifact, rarity of artifact, use of artifact in the Museum, conditions in the borrower's setting.
- 4.3 Only items permanently acquired by the Museum will be considered for lending.
- 4.4 Borrowers may be asked beforehand to show proof of adequate insurance, adequate security, and environmental conditions which meet museums standards.
- 4.5 Each loan will have a definite termination date which may be extended by mutual agreement. "Permanent loans" to outside agencies will not be made.

5. DEACCESSIONING

From time to time it may be necessary to dispose of items from the collections. Reasons may include, condition, relevance, duplication, or status as an artifact. These items should be deaccessioned from the records and the files closed following procedures outlined in the Museum's Collections Management Manual.

5.1 DESTRUCTION

- 5.1.1 An item that is deemed damaged beyond repair, or which the Curator wishes to dispose of for one reason or another, is recommended for destruction/disposal by the Curator. The recommendation must be endorsed by the Hamilton Historical Board and then approved by the Parks and Recreation Committee.
- 5.1.2 Upon final approval for disposal by the Parks and Recreation Committee, a restricted or prohibited item must be turned over to the police for destruction. Other items are disposed of discreetly by the Curator.

5.2 REASSIGNMENT

An item entered into the Accession Register which is not deemed to be an artifact by the Curator, upon approval of the Hamilton Historical Board, may be removed from the Accession Register and transferred to a more suitable section of the Museum such as to the library, teacher resources, exhibit props and apparatus, or building furnishings and equipment.

5.3 INTERNAL TRANSFER

At the discretion of the two Curators involved, an artifact may be transferred from the Museum to other City of Hamilton Museum. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for by both institutions. The item is then deaccessioned from the Museum collection.

5.4 EXTERNAL TRANSFERS

- 5.4.1 An artifact may be transferred, in effect donated, to another institution or organization on the recommendation of the Curator. This recommendation must be endorsed by the Hamilton Historical Board and approved by the Parks and Recreation Committee. The Curator must submit with the recommendation reasons/justifications within the guidelines of this Policy. The Hamilton Historical Board, or the Parks and Recreation Committee may reject the Curator's recommendation with reasons.
- 5.4.2 As these transfers are gifts of City of Hamilton property, they are not made to private individuals.
- 5.4.3 The Curator and/or the Hamilton Historical Board and/or the Parks and Recreation Committee may attach such restrictions on an external transfer as may be in the best interests of the Museum and/or the City of Hamilton e.g. having first refusal on the artifact if the receiving institution plans to deaccession it in the future.

5.5 TRADE

- 5.5.1 It may be in the best interest of the Museum to trade duplicate or irrelevant material. Trading should be done with care, each case judged on its own merit. Any trade must be recommended by the Curator with reasons/justifications within the guidelines of this Policy. The endorsement of the Hamilton Historical Board and approval of the Parks and Recreation Committee are required. Either group may reject the Curator's recommendation with reasons.
- 5.5.2 As a trade involves the receiving, as well as the giving, of artifacts, trades may be entered into with private individuals as well as with other institutions, organizations.

- 5.5.3 The Hamilton Children's Museum will not enter into a trade agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

5.6 RETURN

- 5.6.1 Any item permanently acquired by the Museum is the property of the Corporation of the City of Hamilton. The City is under no obligation to return any such item. However, the Hamilton Historical Board will consider endorsing a request from the original donor for the return of an item, upon written request from the source to the Museum. It will then be forwarded to the Parks and Recreation Committee for approval.
- 5.6.2 All such requests will be passed to the Hamilton Historical Board for consideration and should be accompanied by a recommendation, for or against, from the Curator. Such requests will usually only be supported by the Curator for museological reasons such as relevance, condition, duplication etc.
- 5.6.3 Any request for the return of a permanently acquired artifact by a relative/descendant of the original donor will not be considered unless accompanied by proof that this individual would have been the sole legal heir to the item had it not been given to the Museum.

5.7 SALE

No artifact in the Museum collection may be disposed of by sale or by auction.

5.8 LOST, STOLEN, MISSING

- 5.8.1 All thefts and/or missing items must be reported to the Manager of Cultural Services immediately.
- 5.8.2 The reporting of missing material to the police is at the discretion of the Manager of Cultural Services.
- 5.8.3 Any item not located in the collection in two consecutive inventories is listed as "missing" and the records so amended.
- 5.8.4 A stolen artifact, if not recovered in six months should be so indicated in the records.

6. EVALUATIONS

- 6.1 Evaluations may be carried out by the Curator, for income tax purposes, within the guidelines issued by Revenue Canada.

- 6.2 Internal evaluations for insurance or other purposes may be carried out by the Curator.
- 6.3 No member of the Museum staff (paid or volunteer), the Hamilton Historical Board or the Department of Culture and Recreation may carry out an evaluation on behalf of the Museum, either in writing or orally, for an item which is not the property of the Museum.
- 6.4 No Museum employee (paid or volunteer) will carry out evaluations during his/her own time while identifying him/herself as an employee of the Museum or of the Corporation of the City of Hamilton.

This policy may not be altered without approval of the Hamilton Department of Culture and Recreation and approval of Hamilton City Council where applicable.

1991 May 31

COLLECTIONS MANAGEMENT POLICY DUNDURN CASTLE

GENERAL PRINCIPLES

- 1) Material relating to the lives and careers of Sir Allan Napier MacNab and his family and servants, and the construction, alteration, and daily operation of his buildings and estate will be considered for acquisition. Items with a clear Dundurn Castle provenance will be of primary importance, however representative artifacts from other sources will be considered to fill gaps in the collection.
- 2) Artifacts acquired for exhibition in the restored room settings must not obviously post-date the terminal date of 1855. Artifacts which post-date 1855 may be acquired for research or temporary exhibition providing they have a clear Dundurn Castle provenance. These items may date from any period including the 20th century.
- 3) Each artifact must:
 - be in good condition or, in the case of a very significant item, in restorable condition.
 - be capable of being displayed and/or stored in the current facilities in a museologically sound manner.
 - fit into one of the major exhibition themes and/or areas of collection and study.
- 4) Very large items will be considered provided either Dundurn Castle or the Hamilton Historical Board establishes in advance:
 - a permanent exhibition site or permanent, museologically acceptable, storage facility.
 - adequate funding to properly move, mount and/or store the artifact.
 - agreement as to who will maintain the artifact and source of funding for same.
- 5) Duplicate items may be accepted provided there is sufficient storage space to accommodate them.
- 6) The Curator is responsible for accepting donations and may refuse to accept any item offered to Dundurn Castle for reasons which may include:
 - lack of relevance
 - lack of adequate storage space
 - duplication
 - poor condition
- 7) Dundurn Castle will not accept an item for the sole purpose of disposing of it. The

Museum may, however, accept an item it does not wish to retain, on an interim basis:

- to transfer to another institution as a service to the owner.
- as part of a larger, generally relevant, donation in order to secure the entire acquisition.

- 8) In accepting an item permanently, Dundurn Castle and the Hamilton Historical Board will attempt, where practically possible, to maintain the item. Therefore, care is exercised in accepting any item in need of conservation.
- 9) Through the Corporation of the City of Hamilton, Dundurn Castle will provide adequate insurance for the collection, both permanent and temporary, while on display, in storage or out on loan.
- 10) All acquisitions will be accessioned promptly, following accepted procedure and using the Heritage Sentinel Collections Record System.

ACQUISITION

DONATION

- 1) An item acquired by Dundurn Castle as a donation (gift) requires, on the donation form, the donor's dated signature, as well as those of the Curator and a representative of the City of Hamilton before the item may be accessioned.
- 2) An equivalent document may be accepted instead of a donation form e.g. copy of a donor's will in the case of a bequest.
- 3) A donated item becomes the property of the Corporation of the City of Hamilton to be retained or disposed of as the City chooses. A statement to this effect must appear on the donation form.
- 4) Donation includes the acquisition of any assignable rights under current Copyright laws e.g. exhibition rights. Should the Copyright law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the City, through donation to Dundurn Castle.
- 5) No guarantees will be given to the donor with regard to retaining, displaying or labelling any item in an acquisition.
- 6) Any donation accepted with conditions attached, except with regard to an income tax receipt, requires the prior approval of the Manager of Cultural Services.

- 7) Dundurn Castle will not knowingly accept as a donation any item whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the individual signing a donation form is the rightful owner of the item in question and has the legal right to sign such a form.

PURCHASE

- 1) An artifact purchased by Dundurn Castle is purchased in the name of the Museum and becomes the property of the City of Hamilton. It is then accessioned in the same manner as for a donation.
- 2) A purchase must be accompanied by a bill of sale.
- 3) The purchase agreement must include the acquisition of all assignable rights i.e. without any restrictions attached regarding copyright.
- 4) No purchase with conditions attached may be executed without the prior consent of the Manager of Cultural Services.
- 5) Dundurn Castle will not enter into a purchase agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.
- 6) The decision to purchase an artifact, within the financial limitations of Dundurn Castle's operating budget, rests with the Curator. Purchases requiring funds in excess of the operating budget account for acquisitions requires the consent of the Manager of Cultural Services.
- 7) Dundurn Castle will not knowingly purchase an artifact whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the person presenting an invoice for the item in question is the rightful and legal owner.
- 8) Purchases should be made with discretion as a means of filling gaps in the collections or to retain in the area an important local item which would otherwise be lost. Whenever possible, an artifact should not be purchased from a private individual but rather donated and an evaluation for tax purposes given.

INTERNAL TRANSFER

An artifact may be transferred from another City of Hamilton museum to Dundurn Castle, by mutual agreement of the Curators involved. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. Such items must meet the conditions for donation and are accessioned as such.

TRADE

- 1) From time to time an item may be acquired by trade. It becomes the property of the City of Hamilton and all the procedures should be followed with it as for a donation to Dundurn Castle.
- 2) Trades require the approval of the Hamilton Historical Board (see Deaccessioning).

LOAN

- 1) An item may be acquired temporarily by loan. A loan to Dundurn castle must be for a specific purpose e.g. display, research, education, and returned at the end of the stated loan period unless extended by mutual agreement and, again, for a specific period and specific purpose.
- 2) "Permanent loans" to Dundurn Castle are not accepted from private individuals but may be from organizations and institutions. Such items must not form the main portion, or central feature, of a permanent exhibition and the loan forms must include a clause requiring six months written notice before such items are removed from Dundurn Castle.
- 3) Incoming loans are made at the discretion of the Curator unless special financial requirements (i.e. other than shipping etc.) are included e.g. payment of exhibition fees. Such special requirements require the prior consent of the Manager of Cultural Services.
- 4) Recording of incoming loans with regard to insurance must follow current Corporation of the City of Hamilton practices.
- 5) Borrowed items not in use by Dundurn Castle should be returned to their source as soon as possible.

REFERENCE AND SPARE PARTS

- 1) Under normal circumstances, acquisitions will be fully accessioned. It is possible, however, to receive in an acquisition items which should not be accessioned. These are items which have little or no historic and/or monetary value as such and which usually fall into the categories of spare parts or reference material (e.g. newspaper clipping).
- 2) Such items will be acknowledged on the donation form, as a spare part or reference item not to be accessioned.
- 3) Items are deemed to be spare parts or reference material at the discretion of the

Curator.

ARCHAEOLOGICAL MATERIAL

All archaeological collections excavated from Dundurn and Harvey Parks will become the property of the City of Hamilton, and will be classified, catalogued, reported and stored according to the requirements of the Ministry of Culture and Communications and the Ontario Heritage Foundation. Only licensed archaeologists operating under the authority of the City of Hamilton may conduct archaeological excavations on the site. Artifacts removed by other persons will be deemed to be stolen.

LENDING

- 1) An item from Dundurn Castle may be loaned to institutions, businesses or groups for such purposes as display, research, education. Loans are not made to private individuals.
- 2) An outgoing loan is made at the discretion of the Curator and may be refused for such reasons as age/condition of artifact, rarity of artifact, use of artifact in Dundurn Castle and conditions in the borrower's setting.
- 3) Only items permanently acquired by Dundurn Castle will be considered by lending.
- 4) Borrowers may be asked beforehand to show proof of adequate insurance, adequate security, and environmental conditions which meet museums standards.
- 5) Each loan will have a definite termination date which may be extended by mutual agreement. "Permanent loans" to outside agencies will not be made.
- 6) Loans of restricted or prohibited weapons must be carried out in accordance with the Criminal Law Amendment Act, 1977, and only to institutions with exempt status under Section 96 (1c) of this Act.

DEACCESSIONING

From time to time it may be necessary to dispose of items from the collections. Reasons may include, condition, relevance, duplication, and status as an artifact. These items should be deaccessioned from the records and the files closed following standard museum procedures.

DESTRUCTION

- 1) An item that is deemed damaged beyond repair, or which the Curator wishes to dispose of for one reason or another, is recommended for destruction/disposal by the

Curator. The recommendation must be endorsed by the Hamilton Historical Board and then approved by the Parks and Recreation Committee.

- 2) Upon final approval for disposal by the Parks and Recreation Committee, a restricted or prohibited weapon must be turned over to the Police for destruction. Other items are disposed of by the Curator.

REASSIGNMENT

An item entered into the Accession Register which is not deemed to be an artifact by the Curator, upon approval of the Hamilton Historical Board, may be removed from the Accession Register and transferred to a more suitable section of the Museum such as to the spare parts collection, the reference collection, display furniture, exhibit props, or programming.

INTERNAL TRANSFER

At the discretion of the two Curators involved, an artifact may be transferred from Dundurn Castle to another City of Hamilton Museum. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. The item is then deaccessioned from the Dundurn Castle collection.

EXTERNAL TRANSFERS

- 1) An artifact may be transferred, in effect donated, to another institution organization on the recommendation of the Curator. This recommendation must be endorsed by the Hamilton Historical Board and approved by the Parks and Recreation Committee. The Curator must submit with the recommendation reasons/justifications within the guidelines of this Policy. The Hamilton Historical Board, or the Parks and Recreation Committee, may reject the Curator's recommendation with reasons.
- 2) As these transfers are gifts of City of Hamilton property, they are not made to private individuals.
- 3) The Curator and/or the Hamilton Historical Board and/or the Parks and Recreation Committee may attach such restrictions on an external transfer as may be in the best interests of Dundurn Castle and/or the City of Hamilton e.g. having first refusal on the artifact if the receiving institution plans to deaccession it in the future.

TRADE

- 1) It may be in the best interest of the Museum to trade duplicate or irrelevant material. Trading should be done with care, each case judged on its own merit. Any trade must be recommended by the Curator with reasons/justifications within the

guidelines of this Policy. The endorsement of the Hamilton Historical Board and approval of the Parks and Recreation Committee are required. Either group may reject the Curator's recommendation with reasons.

- 2) As a trade involves the receiving, as well as the giving, of artifacts, trades may be entered into with private individuals as well as with other institutions, organizations.
- 3) Dundurn Castle will not enter into a trade agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

RETURN

- 1) Any item permanently acquired by Dundurn Castle is the property of the Corporation of the City of Hamilton. The City is under no obligation to return any such item. However, the Hamilton Historical Board will consider endorsing a request from the original donor for the return of an item, upon written request from the source to Dundurn Castle. It will then be forwarded to the Parks and Recreation Committee for approval.
- 2) All such requests will be passed to the Hamilton Historical Board for consideration and should be accompanied by a recommendation from the Curator. Such requests will usually only be supported by the Curator for museological reasons such as relevance, condition, duplication etc.
- 3) Any request for the return of a permanently acquired artifact by a relative/descendant of the original donor will not be considered unless accompanied by proof that this individual would have been the sole legal heir to the item had it not been given to the Hamilton Military Museum.

SALE

Items designated for deaccessioning may be disposed of by sale if all other acceptable methods have reasonably been attempted. Disposal by sale, and terms and conditions of such disposal, must be endorsed by the Hamilton Historical Board and then approved by the Parks and Recreation Committee.

LOST, STOLEN, MISSING

- 1) All thefts and/or missing items must be reported to the Manager of Cultural Services immediately.
- 2) All missing restricted or prohibited weapons must be reported to the police immediately as per Section 101(2) of the Criminal Law Amendment Act, 1977. The

reporting of other types of missing material to the police is at the discretion of the Manager of Cultural Services.

- 3) Any item not located in the collection in two consecutive inventories is listed as "missing" and the records so amended.
- 4) A stolen artifact, if not recovered in six months should be so indicated in the records.

EVALUATIONS

- 1) Evaluation may be carried out by the Curator, for income tax purposes, within the guidelines issued by Revenue Canada.
- 2) Internal evaluations for insurance or other purposes may be carried out by the Curator.
- 3) No member of the Dundurn Castle staff (paid or volunteer), the Hamilton Historical Board or the Department of Culture and Recreation may carry out an evaluation on behalf of Dundurn Castle, either in writing or orally, for an item which is not the property of the Museum.
- 4) No Dundurn Castle employees, (paid or volunteer) except the Curator acting in the course of duty, will carry out evaluations while identifying him/herself as an employee of Dundurn Castle or of the Corporation of the City of Hamilton.

This policy may not be altered without approval of the Hamilton Department of Culture and Recreation and approval of Hamilton City Council where applicable.

1991 June 6

COLLECTIONS MANAGEMENT POLICY
THE HAMILTON MUSEUM OF STEAM & TECHNOLOGY

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COLLECTIONS MANAGEMENT POLICY

THE HAMILTON MUSEUM OF STEAM & TECHNOLOGY

1.0 PREAMBLE

- 1.1 The Hamilton Museum of Steam and Technology is owned and operated by the City of Hamilton under the direction of the City of Hamilton, Department of Culture and Recreation.
- 1.2 The Museum's operations shall be under the direct supervision of the Curator. The Curator shall report directly to the Manager of Cultural Services, and through the Manager and the Hamilton Historical Board to the Parks and Recreation Committee of Hamilton City Council.
- 1.3 The Museum has been established primarily to preserve the 1859 Hamilton Waterworks Pumping Station consisting of the engine house, the Gartshore Beam Engines, the Boiler House and Woodshed. In addition, through exhibition, the Museum will interpret to the general public the history of the Waterworks, past and present, its founders and the industrial and social growth of Hamilton.

2.0 ACQUISITIONS

- 2.1 Artifacts may be acquired if the Curator determines that:
 - 2.1.1 the object(s) meets at least one of the following collecting criteria:
 - 2.1.1.1 the object(s) is associated with the history of the Hamilton Waterworks from 1856 to the present; or
 - 2.1.1.2 the object(s) is representative of Hamilton's industrial history from the origins of the city to the present day; or
 - 2.1.1.3 the object(s) has over-riding educational or exhibit value; or
 - 2.1.1.4 while not meeting any of the criteria 2.1.1.1-2.1.1.3 above, the object(s) is of clear industrial historical value and would otherwise not be preserved, and
 - 2.1.2 the object(s) can be professionally preserved and cared for by the Curator or his/her designated staff using the museums existing facilities and equipment; and
 - 2.1.2 the objects do not present a hazard to the public, the museum staff or the museum's collections.
- 2.2 The Museum shall acquire object(s) only by one of the following methods: donation; internal transfer, external transfer, purchase, or temporary loan.

- 2.3 All acquisitions shall meet the requirements outlined in Section 2.1 above regardless of the mode of acquisition.
- 2.4 The Museum may acquire any kind of artifact including, but not limited to: plans; maps; three-dimensional objects; documents; photographs; models and replicas.
- 2.5 Acquisition includes the acquisition of any assignable rights under current copyright laws, irrespective of the mode of acquisition. Should the Copyright law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the Corporation of the City of Hamilton, through donation to the Hamilton Museum of Steam and Technology.

3.0 DONATIONS

- 3.1 Donations shall be accepted in the name of the Corporation of the City of Hamilton.
- 3.2 Donors and the Manager of Cultural Services, Department of Culture and Recreation, the Corporation of the City of Hamilton shall agree in writing that:
 - 3.2.1 the donation(s) shall be deemed to become the property of the Corporation of the City of Hamilton, to be retained or disposed of at the discretion of the Curator and/or the Hamilton Historical Board subject to the provisions of this policy; and
 - 3.2.2 the donation(s) has been made without conditions whatsoever; and
 - 3.2.3 museum staff presumes that the donor has clear title to the object(s) to be donated and that reasonable efforts have been made to ensure that such is the case.
- 3.3 The Curator may agree to acknowledge the source of the donation in the appropriate publications and exhibits.

4.0 PURCHASE

- 4.1 Purchases shall be made in the name of the City of Hamilton.
- 4.2 Vendors and the Director of the Department of Culture and Recreation, the Corporation of the City of Hamilton shall agree in writing that:
 - 4.2.1 the purchased item(s) shall be deemed to become the property of the Corporation of the City of Hamilton, to be retained or disposed of at the discretion of the Curator and/or the Hamilton Historical Board subject to the provisions of this policy; and

4.2.2. the purchase(s) has been made without conditions whatsoever; and

4.2.3 museum staff presumes that the vendor has clear title to the object(s) to be purchased and that reasonable efforts have been made to ensure that such is the case.

4.3 The Curator may agree to acknowledge the vendor in the appropriate publications and exhibits.

4.4 A purchase must be accompanied by a bill of sale.

4.5 The Hamilton Museum of Steam and Technology shall not enter into a purchase agreement with any employee (paid or volunteer) of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

5.0 INTERNAL TRANSFER

5.1 An artifact(s) may be acquired through donation from another City of Hamilton museum with the written agreement of the Curators of the museums involved.

6.0 EXTERNAL TRANSFER

6.1 An artifact(s) may be acquired through transfer of ownership from another custodial institution outside the Corporation of the City of Hamilton. Such transfers will be considered as donations and will follow the policies outlined in Section 3.0 above.

7.0 IN-COMING LOANS

7.1 Before accepting the loan of an object(s) or collection, the Curator shall determine that the criteria specified in Section 2.1 above have been satisfied and that:

7.1.1 the loan agreement includes specified time limits, although

7.1.1.1 these limits may be revised subject to a written agreement between the Curator and the loaning institution or party; and

7.1.2 the loan has clear display, research or educational purposes.

7.2 No object(s) or collection shall be considered for a 'permanent' or indefinite time period loan.

7.3 The Curator may agree to acknowledge the lending institutions or party in the appropriate publication or exhibit.

8.0 OUT-GOING LOANS

8.1 Temporary loans of the Museum's artifacts may be made to other custodial

institutions subject to a determination by the Curator that:

- 8.1.1 the receiving custodial institution shall care for the object(s) or collection in a professional manner; and
 - 8.1.2 the loan shall not unnecessarily endanger other object(s) or collection; and
 - 8.1.3 the loan does not limit the Curator or his/her designated staff's ability to carry out the Museum's operations and projects; and
 - 8.1.4 the loan has specified time limits, although
 - 8.1.4.1 these limits may be revised subject to a written agreement between the Curator and the receiving custodial institution.
- 8.2 The Curator shall ensure that appropriate acknowledgement of the loan is made by the receiving custodial institution.

9.0 DEACCESSION

- 9.1 Artifacts shall be deaccessioned only if the object(s) no longer meet the criteria specified in Section 2.1 above.
- 9.2 The Curator shall ensure that artifacts are disposed of exclusively by one of the following methods:
 - 9.2.1 transfer of ownership, either as internal or external; or
 - 9.2.2 transfer to the Museum's capital inventories; or
 - 9.2.3 destruction.
- 9.3 Deaccession by internal transfer or transfer to the Museum's capital inventory shall occur only:
 - 9.3.1 at the discretion of the Curator; and
 - 9.3.2 subject to the provisions of Section 7.1 above; and
 - 9.3.3 with the prior knowledge of the Hamilton Historical Board.
- 9.4 Deaccession by external transfer or destruction shall occur only with the approval of the Parks and Recreation Committee of Hamilton City Council, guided by the provisions of this policy and upon recommendation of the Hamilton Historical Board and the Curator.
- 9.5 In the process of deaccessioning the object(s), the Curator or his/her designated staff

shall not contravene pre-existing conditions regarding the use and/or disposal of the object(s).

- 9.6 The Curator shall ensure that object(s) are deaccessioned in accordance with the following principles that:
- 9.6.1 All reasonable efforts will be made to inform the donors of the Museum's decision to dispose of the object(s); and
 - 9.6.2 Primary consideration shall be given to transferring the ownership of the object(s) to another appropriate custodial institution which will, in the evaluation of the Curator, preserve the object(s) in a professional manner; and
 - 9.6.3 Secondary consideration shall be given to transferring objects to capital inventories for the purpose of: educational programming, demonstration or research; and
 - 9.6.4 Where other methods of deaccession are not appropriate, items may be transferred to a capital inventory for the purpose of sale, subject to the following provisions;
 - 9.6.4.1 preference being given to public auction or public marketplace in manner which protects the interests, objectives and the legal status of the Museum; and
 - 9.6.4.2 any proceeds from such sales are allocated to the account for acquisitions, acquisition management or the care of the collections.
 - 9.6.5 Artifacts are not deaccessioned to employees of the Department of Culture and Recreation, members of the Historical Board or elected representatives of the City of Hamilton.
 - 9.6.6 The historical, cultural, or scientific material of the province or the country remains within the country.
- 9.7 An artifact, which has been deaccessioned because it represents a hazard to the public, the museum staff or the museum collection, shall not be disposed of except by destruction in consultation with the relevant agencies.

10.0 EVALUATIONS

- 10.1 Evaluations by museum staff of heritage objects both inside and outside the museums collections shall be guided by the relevant regulations issued by Revenue Canada and the human resource policies of the Corporation of the City of Hamilton.

11.0 DOCUMENTATION AND PROCEDURES

- 11.1 The Curator shall ensure that all procedures, documents and forms related to the implementation of the policy comply with accepted professional museum standards and the Ministry of Culture and Communications' Museum Standard for Collections Records Management.

This policy may not be altered without approval of the Hamilton Department of Culture and Recreation, and approval of Hamilton City Council where applicable.

1991 May 31

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TENTH** Report for 1991 and respectfully recommends:

1. That the Building Commissioner be authorized to issue a demolition permit for the following properties:
 - (a) 718 Stone Church Road East
 - (b) 60 Ofield Road
 - (c) 505 Wellington Street North
 - (d) 12-16 Douglas Street
 - (e) 98-102 Burton Street
 - (f) 358 East 43rd Street
 - (g) 163 Stone Church Road East
2. That a Designated Property Grant in the amount of one thousand, eight hundred dollars (\$1,800.00) be provided to Roshan Dharsee, 27 Bold Street, Hamilton.
3. That a Designated Property Grant in the amount of one thousand, three hundred and fifty dollars (\$1,350.00) be provided to Bryan and Mary Markham, 128 St. Clair Avenue, Hamilton.
4. That a repayable loan under the Community Heritage Trust Fund in the amount of fifty thousand dollars (\$50,000.00) be approved for 64 Forest Avenue, Hamilton, Church of the Ascension. The interest rate will be six percent, amortized over 10 years.

5. (a) That the City accept an "Agreement by Owner to Accept Compensation" for the properties of The Estate of Norman R. Plummer (Cinoke Investments Ltd.), executed on 1991 June 5, and scheduled for closing on 1991 November 1. The subject properties being Municipal Number 23 and 27 Gerrard Street, having a total frontage along the northern limit of Gerrard Street of 38 feet (11.58 metres), more or less, shown as Parts 1 and 2 on Expropriation Plan No. 79836, together with all structures erected thereon.
- (b) That the City accept an "Agreement by Owner to Accept Compensation" for the properties of The Estate of Norman R. Plummer (Cinoke Investments Ltd.), executed on 1991 June 12 and scheduled for closing on 1991 November 1. The subject properties being Municipal Number 19 Gerrard Street and 393 Sherman Avenue North, having a frontage along the northerly limit of Gerrard Street of 20 feet (6.096 metres), more or less, and a frontage along the westerly limit of Sherman Avenue North of 26.7 feet (8.159 metres), more or less, and known as Parts 2 and 1 respectfully on Expropriation Plan No. 70105, together with all structures erected thereon.
- (c) That an Option to Purchase the property at 31 Gerrard Street, duly executed by The Estate of Norman R. Plummer (Cinoke Investments Ltd.) on 1991 June 5 and scheduled for closing on 1991 August 19, be approved and completed. The subject property has a frontage along the northerly limit of Gerrard Street of 29.5 feet (8.99 metres), more or less, by a depth of 80.69 feet (24.59 metres), more or less, being Municipal Number 31 Gerrard Street.
- (d) That the total compensation of \$247,400.00 and the purchase price of \$25,000.00, along with all associated costs be charged to Account Number CF 55903 08750001 (Land Acquisition - Enclave Clearance Program) and that demolition of the structures at 19, 23 and 27 Gerrard Street and 393 Sherman Avenue North take place upon closing.
6. That the City of Hamilton accept the sum of \$40,000.00 for Bar-Brock Estates, Phase 3 as cash payment in lieu of 5% dedication in connection with this subdivision; this being the cash requirement under Section 50 of the Planning Act. This proposed subdivision is located in the Eleanor Neighbourhood bounded by Rymal Road East, Stone Church Road, Upper Sherman Avenue and Upper Gage Avenue.

7. That the Ontario Rental Housing Protection Act Application No. CD90-001 for the conversion of 58 rental units to condominiums at 222 Concession Street be denied.
8. That the City Solicitor be directed to prepare an amendment to the Building Code By-law to increase the building permit fee for construction started prior to the issuance of a building permit as follows:

<u>Work Completed Prior to Permit Issuance</u>	<u>Increase in Permit Fee</u>
(a) Footings and Foundations	10%
(b) Structural framing	25%
(c) Mechanical/Electrical	50%
(d) Architectural	75%
(e) Final	100%
(f) Demolition or partial demolition	100%

9. (a) That the Building Commissioner be authorized to make application to the Ministry of Housing for a grant of up to \$5,000.00 to implement a joint inspection programme with the Ontario New Home Warranty Programme (O.N.H.W.P.); and,
 - (b) That City Council authorized the implementation on a trial basis of a joint inspection programme with the O.N.H.W.P. Total cost not to exceed \$5,000.00. The City's portion of the cost (\$5,000.00) is included in the 1991 Building Department budget as part of the required inspections under the Ontario Building Code.
10. That the Corporation of the City of Hamilton repurchase the lands known as Lot 18, Plan M-227 (140 Nebo Road), Hamilton Mountain Industrial Park No. 1 from Allan Michaels Electric Ltd. at the original price of \$200,000.00 less only the Real Estate Commission of \$9,000.00, paid by the City of Hamilton to a Real Estate Agent at the time of the sale for a total price of \$191,000.00 to be charged to Account Number CH 5X307 00102 (Reserve - Property Purchases).

- 11.(a) That notwithstanding the arrears of taxes and the Property Department not being satisfied that there is enough residual value on The Custom House property, after registered mortgages to protect the outstanding value of the following loan, that a loan amount of \$9,500.00 be approved for Mr. Don Warrener for the property at 51 Stuart Street (The Custom House); and,
 - (b) That the loan be derived from the Claims Account No. 24130 and be in accordance with the same terms and conditions that would apply to the Provincially funded Community Heritage Trust Fund Loan Programme; and,
 - (c) That the loan be secured on title by a mortgage.
12. That the City Clerk be directed to advise the Regional Municipality of Hamilton-Wentworth that Official Plan Amendment #36 to the Town of Ancaster Official Plan has no impact on the planning intentions of the City of Hamilton.
13. That approval be given to Zoning Application 91-30, Landmart Building Corporation, owners, for changes in zoning from "L-r" (Planned Development - Low Density Residential) District to "C" (Urban Protected Residential, etc.) District (Block "1"), and from "L-mr-1" (Planned Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District (Blocks "2" and "3"), to permit development for single-family dwellings, for property located on the east and west sides of Fairington Crescent and south of Eastgate Court, shown as Blocks "1", "2" and "3" on the attached map marked as Appendix "A", on the following basis:
 - (a) That Block "1" be rezoned from "L-r" (Planned Development - Low Density Residential) District to "C" (Urban Protected Residential, etc.) District;
 - (b) That Blocks "2" and "3" be rezoned from "L-mr-1" (Planned Development - Multiple Residential) District to "L-r" (Planned Development - Low Density Residential) District to "C" (Urban Protected Residential, etc.) District;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-104 for presentation to City Council;
 - (d) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

14. That approval be given to City Initiative 89-G, City of Hamilton, owner, for changes in zoning from "JJ" (Restricted Light Industrial) District to "A" (Conservation, Open Space, Park and Recreation) District (Blocks "1" and "2"), and from "KK" (Restricted Heavy Industrial) District to "A" (Conservation, Open Space, Park and Recreation) District (Blocks "3", "4" and "5"), to establish the appropriate zoning district for public open space, for City owned lands located in the area east of Lake Avenue North, between Barton Street East and the Queen Elizabeth Way, shown as Blocks "1", "2", "3", "4" and "5" on the attached map marked as Appendix "B", on the following basis:
- (a) That Blocks "1" and "2" be rezoned from "JJ" (Restricted Light Industrial) District to "A" (Conservation, Open Space, Park and Recreation) District;
 - (b) That Blocks "3", "4" and "5" be rezoned from "KK" (Restricted Heavy Industrial) District to "A" (Conservation, Open Space, Park and Recreation) District;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-113, E-122 and E-123 for presentation to City Council;
 - (d) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.
15. That approval be given to City Initiative 91-C, City of Hamilton, owner, for a change in zoning from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District (Block "1") and from "D" (Urban Protected Residential One and Two-Family Dwellings, Townhouses, etc.) District to "R-4" (Small Lot Single-Family Detached) District (Block "2"), to permit future development for small lot single-family detached dwellings, on property located at 402 Upper Wentworth Street (formerly Inverness Public School), shown as Blocks "1" and "2" on the attached map marked as Appendix "C", on the following basis:
- (a) That Block "1" be rezoned from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District;
 - (b) That Block "2" be rezoned from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "R-4" (Small Lot Single-Family Detached) District;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-15 for presentation to City Council;
 - (d) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

16. That approval be given to Zoning Application 91-10 Hamilton Roller Gardens Limited, owner, for a modification to the "M-13" (Prestige Industrial) District regulations to permit a penny arcade (14 pin ball machines) within the existing building, for property located at 1215 Stone Church Road East, as shown on the attached map marked as Appendix "D", on the following basis:
- (a) That the "M-13" (Prestige Industrial) District regulations as contained in Section 17E of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
 - (i) That notwithstanding Section 17E(1)(c) the following accessory commercial use shall be permitted only within the existing building:
 - (1.) a penny arcade having a maximum of 14 machines.
 - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1231, and that the subject lands on Zoning District Map E-59C be notated S-1231;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59C for presentation to City Council;
 - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
17. That approval be given to Zoning Application 91-22, 627791 Ontario Inc. (J. Lebrecht), owner, requesting a change in zoning from "M-14" (Prestige Industrial) District modified, to "C" (Urban Protected Residential, etc.) District modified, to permit two small lot single-family building lots, for property located at 64 Ewen Road, as shown on the attached map marked as Appendix "E", on the following basis:
- (a) That the subject lands be rezoned from "M-14" (Prestige Industrial) District modified, to "C" (Urban Protected Residential, etc.) District;
 - (b) That the "C" (Urban Protected Residential, etc.) District regulations, as contained in Section 9 of By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special provision:
 - (i) That notwithstanding Section 9(4), a lot width of not less than 10.0 metres shall be permitted;

- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1232, and the subject lands on Zoning District Map W-46 be notated S-1232;
 - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-46 for presentation to City Council;
 - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
 - (f) That the approved Ainslie Wood Neighbourhood Plan be amended by redesignating the subject lands to "Single and Double Residential".
18. That approval be given to Zoning Application 91-19, Patricia Costen and 892987 Ontario Inc. (Fred Spencer), owners, requesting a modification to the established "G" (Neighbourhood Shopping Centre, etc.) District regulations, to permit conversion of the existing building from three dwelling units and 369m² of commercial floor area to six dwelling units and 115m² of commercial floor area, for property located at 147-155 Dundonald Avenue, as shown on the attached map marked as Appendix "F", on the following basis:
- (a) That the "G" (Neighbourhood Shopping Centre, etc.) District regulations, as contained in Section 13 of By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:
 - (i) That notwithstanding Section 13(1), a multiple dwelling containing not more than six Class "A" dwelling units shall be permitted only within the existing building;
 - (ii) That notwithstanding Section 18A(1)(a), not less than seven parking spaces shall be provided and maintained on-site;
 - (iii) That Section 18A(1)(c) shall not apply;
 - (iv) That notwithstanding Section 18A(11)(a), the northerly boundary of the parking area shall be not less than 1.2 metres away from the adjoining residential district;

- (v) That notwithstanding Section 18A(12)(c), a visual barrier of not less than 1.2m in height and not more than 2.0m in height shall be provided and maintained along the entire northerly and easterly lot lines;
 - (vi) That a planting strip of not less than 1.2m in width shall be provided and maintained along the easterly lot line; and,
 - (vii) That not less than 125m² of landscaped area shall be provided and maintained;
 - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1233, and that the subject lands on Zoning District Map E-67 be notated S-1233;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-67 for presentation to City Council; and,
 - (d) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
 - (e) That the amending By-law not be forwarded for passage by City Council until such time as the applicants have applied for and received approval of site plans for the parking area.
19. That approval be given to amended Zoning Application 91-14, W. Alex Hemstreet, owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, to permit development of the subject land for a gas bar and commercial uses, for property located at 1341 Upper James Street, as shown on the attached map marked as Appendix "G", on the following basis:
- (a) That the subject lands be rezoned from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District;
 - (b) That the "HH" (Restricted Community Shopping and Commercial) District regulations, as contained in Section 14A of By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:

- (i) That notwithstanding Section 14A(3)(a), a minimum 6.0 m front yard setback shall be provided and maintained from Upper James Street;
 - (ii) That notwithstanding Section 14A(3), a minimum 6.0 m southerly side yard setback shall be provided and maintained from Stone Church Road East;
 - (iii) That a landscaped planting strip of not less than 6.0 m in width, shall be provided and maintained adjacent to the entire westerly and southerly lot lines excluding any area(s) used for vehicular access;
 - (iv) That a minimum 1.5 m wide landscaped planting strip and a visual barrier not less than 1.2 m and not higher than 2.0 m in height, shall be provided and maintained along the entire easterly lot line.
- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1234, and that the subject lands on Zoning District Map E-67 be notated S-1234;
 - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-67 for presentation to City Council; and,
 - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
 - (f) That the amending By-law not be forwarded for passage by City Council until such time as:
 - (i) the applicant has applied for and received approval of a site plan for the subject lands and providing for a potential future link with the adjoining lands to the north; and,
 - (ii) the approved site plan be registered on the title of the land.

20. That approval be given to amended Zoning Application 91-16, Trillium Funeral Services Corp, owner, requesting the repeal of By-law No. 90-31 and a modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc) District regulations (Block "1"), to permit the re-establishment of the original "E" District zoning to reflect the existing residential use of the subject properties, for lands located at 25 and 27 West Avenue North, as shown on the attached map marked as Appendix "H", on the following basis:
- (a) That By-law 90-31 be repealed in its entirety;
 - (b) That the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations, as contained in Section 11 of Zoning By-law No. 6593, applicable to Block "1", be modified to include the following variance as a special requirement:
 - (i) That notwithstanding Sections 11.(3) and (4) and Section 18.(3)(vi)(b), the location of the existing single-family dwelling (25 West Avenue North) and two-family dwelling (27 West Avenue North) at the date of the passing of the by-law shall be permitted.
 - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1235, and that the subject lands on Zoning District Map E-13 be notated S-1235;
 - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-13 for presentation to City Council;
 - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;
 - (f) That the approved Landsdale Neighbourhood Plan be amended by redesignating Blocks "1" and "2" from "Commercial " to "Medium Density Apartments".
 - (g) That the by-law not be passed by City Council until such time as the applicant enters into an Encroachment Agreement with the City to the satisfaction of the Hamilton-Wentworth Engineering Department.
21. That the following Housing Intensification Strategy be adopted:
- (a) Enforcement of Illegal Units, Community Participation and Stability for Pre-1940 Areas
 - (i) That the Province be requested to fund a Pilot Project in Hamilton to deal with the issues associated with residential conversions on a neighbourhood basis;

- (ii) That in keeping with the principle of accessory units, the requirements of the "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District be amended to permit a converted dwelling containing not more than two dwelling units, rather than the currently permitted three units;
 - (iii) That a programme be developed to identify and deal with illegally converted dwelling units;
 - (iv) That as part of this strategy, the Province be once again requested to undertake changes to the Building Code Act and the Planning Act to enable municipal building inspectors to gain entry into dwellings to ensure that zoning and building regulations are being followed;
 - (v) That the Building Department be requested to:
 - (1.) examine opportunities for a Certificate of Occupancy process for converted units, including an appropriate fee structure to cover the administrative costs;
 - (2.) continue with its vigorous enforcement of Zoning, Property Standards and Dirty Backyard By-laws, including court actions, on a complaint basis; and,
 - (3.) monitor complaints and report the success of its actions to Planning and Development Committee on a regular basis.
 - (vi) That the Province be requested to amend the Planning Act to clearly define "use" to include vacant units.
- (b) Residential Conversions
- (i) That the Planning and Development Department be directed to pursue with the Province the possibility of enacting special legislation that will permit Zoning By-laws to regulate owner-occupancy in converted units.
 - (ii) That the Zoning By-law be amended to:
 - (1.) permit one accessory apartment as-of-right in all existing single family dwellings in "AA", "B", "B-1", "B-2", "C", "R-2" and "D" Districts; and,
 - (2.) require that both units of the converted dwelling be a minimum of 65m² (700 sq.ft.); and,
 - (3.) to permit a maximum area of 50% of the front yard to be used for vehicle access, turning and parking, to protect the appearance of the street.

- (iii) That the Province be requested to reassess all converted units in Hamilton, legal and illegal, in order that appropriate taxes for these dwellings can be collected.

(c) Redevelopment, Infill, Non-Residential Conversions and Other Initiatives

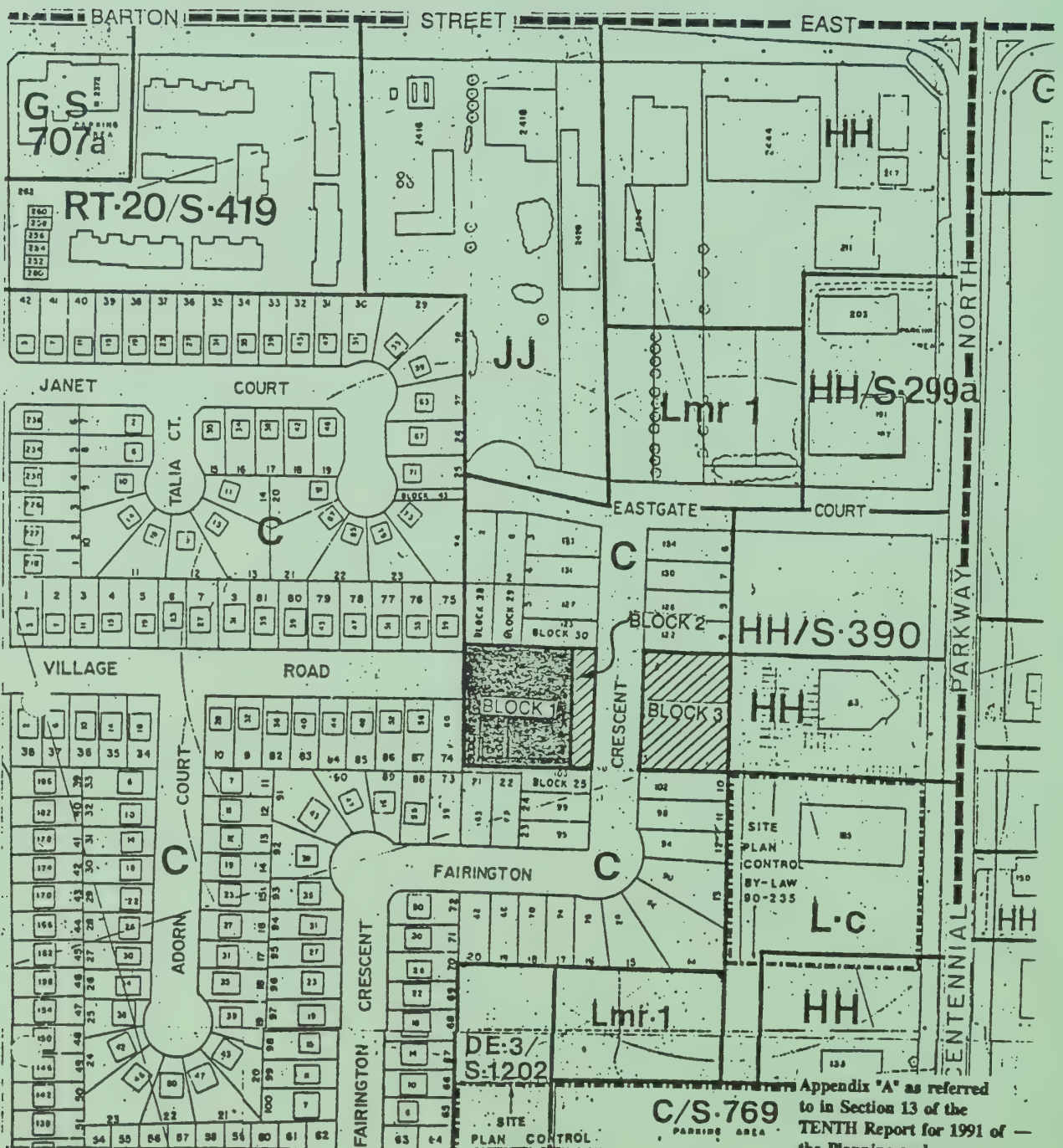
- (i) That the Zoning By-law requirement in Section 14 for the "H" classification be amended to also allow conversions of up to 10 units providing the building existed prior to 1983 March 8 and as long as the ground floor frontage remains for commercial use and meets parking requirements.
- (ii) That the Barton Street Commercial Strip be targeted as a special area for conversion and that the following initiatives be developed as part of the implementation of the Provincial Housing Policy Statement:
 - (1.) appropriate Official Plan policies be developed to encourage conversions of underutilized commercial space to residential use; and,
 - (2.) a programme be developed by the Barton General B.I.A., Building Department and Planning and Development Department to encourage conversions.
- (iii) That Council continue to encourage proposals for residential infilling, redevelopment and conversions of non-residential buildings, where appropriate. Further, Official Plan policies encouraging these activities will be developed as part of the implementation of the Provincial Housing Policy Statement.
- (iv) That an inventory of suitable sites for infilling, redevelopment and conversion of non-residential buildings be developed in conjunction with the work of the Regional Planning Branch and that the Regional Council be requested to include this project in the Branch's Work Programme.
- (v) That the Planning and Development Department examine other mechanisms for the provision of affordable rental housing through the Municipal Housing Statement Implementation Study and through the Regional Chairman's Task Force on Affordable Housing.
- (vi) That in the Neighbourhood Planning process, consideration should be given to the following:
 - (1.) the designation of areas where conversions can occur, regardless of the age of dwellings; and,
 - (2.) areas in which mixed residential/commercial uses can be encouraged.
- (vii) That the Province be requested to increase its allocation of non-profit and co-op units to the City of Hamilton.

22. That Section 9(b)(i) of the Sixth Report for 1991 of the Planning and Development Committee approved by City Council on 1991 April 9th, respecting Zoning Application 89-95 for property at 323 and 325 Wentworth Street North and the condition of a lease agreement with C.N. Railway for 3 off-street parking spaces, be deleted.
23. That leave be granted to introduce the following Bills:
- Bill No. C-45 A By-law to amend Zoning By-law No. 6593 respecting lands located on the west side of Locke Street South from Municipal Numbers 18 to 64 Locke Street South.
- Bill No. C-46 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1285 Upper Gage Avenue.
- Bill No. C-47 A By-law to amend Zoning By-law No. 6593 as amended by By-law No. 90-141 respecting lands located at Municipal Nos. 25 Redmond Drive and 549 Stone Church Road East.
- Bill No. C-48 A By-law to amend Zoning By-law No. 6593 respecting lands located north of Brenda Street, in the area east of Eleanor Avenue.

Respectfully submitted,

ALDERMAN F. LOMBARDO, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder
Secretary
1991 June 19



Legend

PROPOSED CHANGES IN ZONING FROM:

BLOCK 1



"L-r" (Planned Development-Low Density Residential) District to
"C" (Urban Protected Residential, etc.) District.

BLOCKS
2 & 3



"L-mr-1" (Planned Development- Multiple Residential) District to
"C" (Urban Protected Residential, etc.) District.

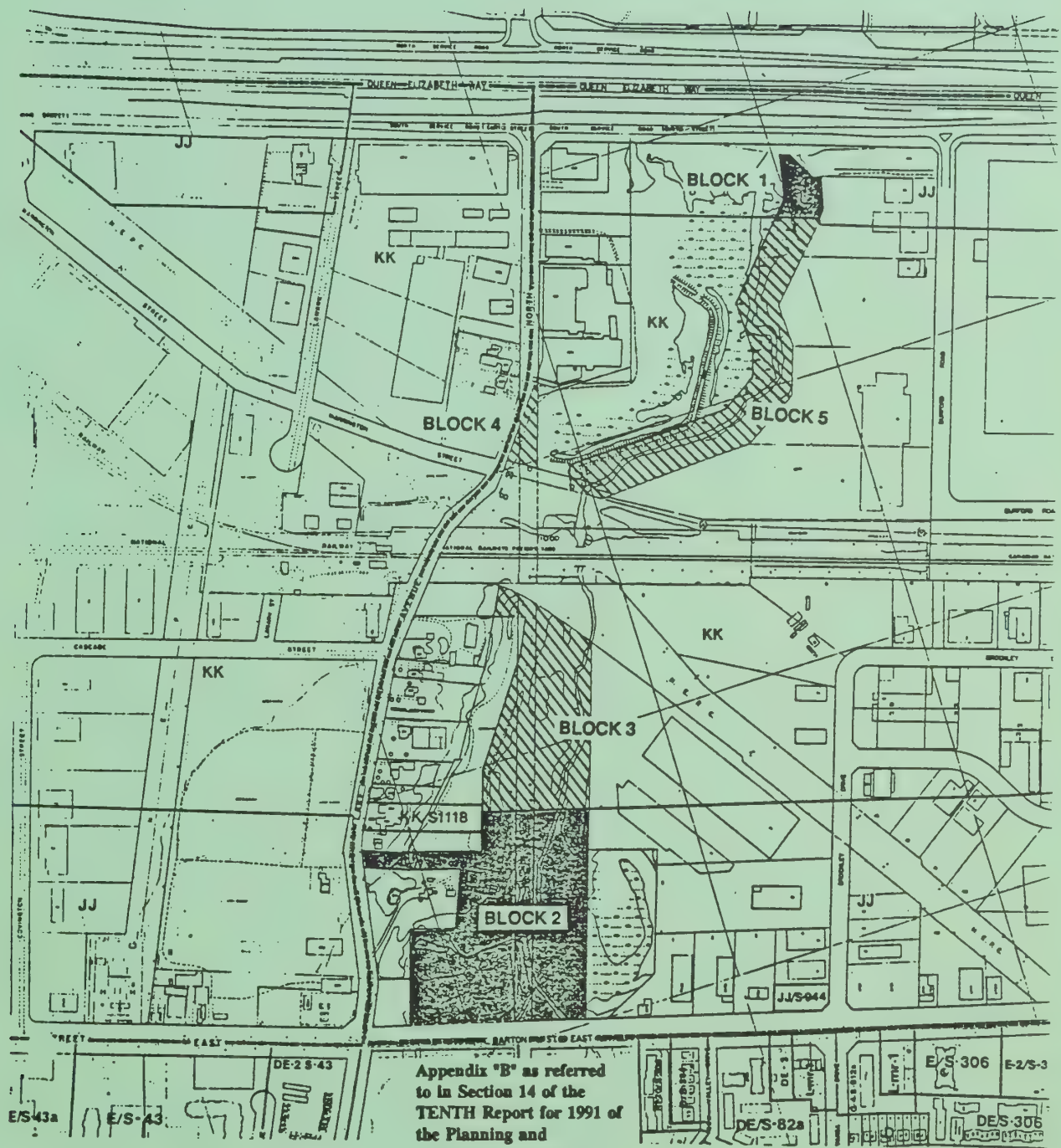
C 14

C/S-769
PARKING AREA

Appendix "A" as referred
to in Section 13 of the
TENTH Report for 1991 of
the Planning and
Development Committee



2A 91-30



Legend

Proposed change in zoning from:

BLOCKS 1&2

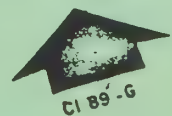


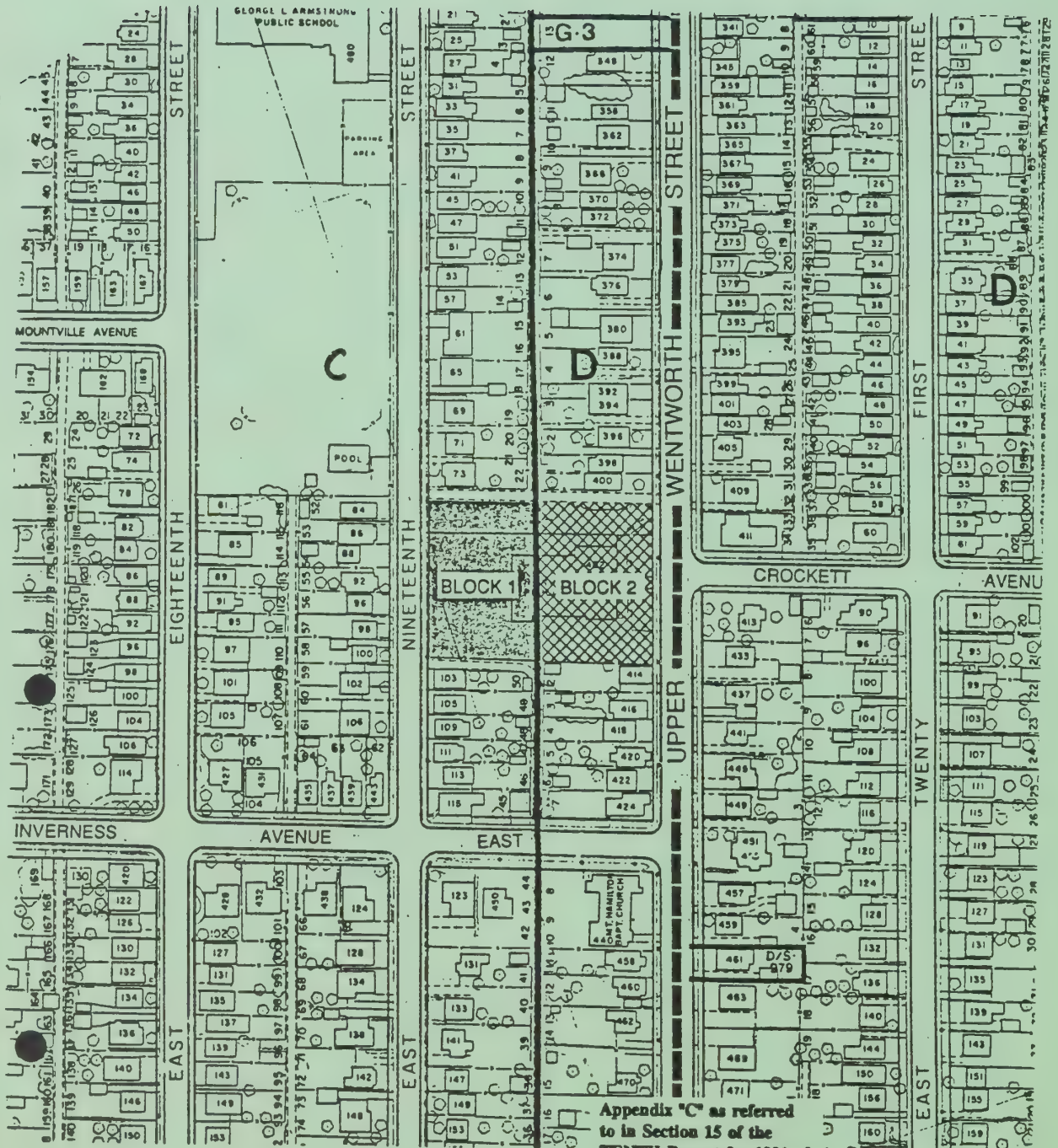
"JJ" (Restricted Light Industrial District) District to "A" (Conservation, Open Space, Park and Recreation) District.

BLOCKS 3,4&5



"KK" (Restricted Heavy Industrial District) District to "A" (Conservation, Open Space, Park and Recreation) District.





Legend

Proposed change in zoning from:



BLOCK 1

"C" (Urban Protected Residential, etc.) District to
"R-4" (Small Lot Single-Family Detached) District.

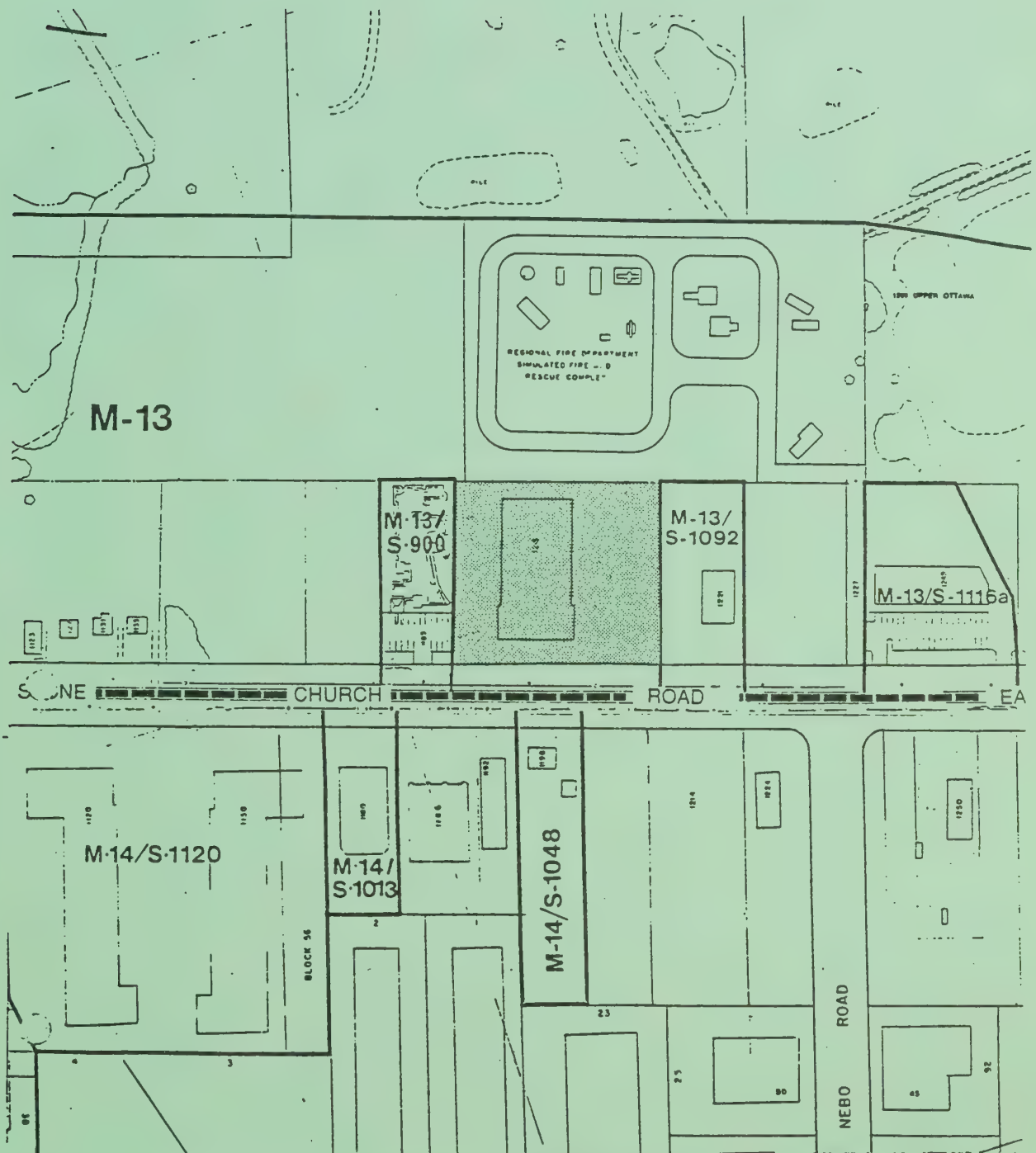


BLOCK 2

"D" (Urban Protected Residential - One and Two Family Dwellings,
Townhouses, etc.) to "R-4" (Small Lot Single-Family Detached) District.

Appendix "C" as referred
to in Section 15 of the
TENTH Report for 1991 of
the Planning and
Development Committee



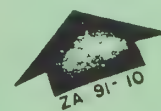


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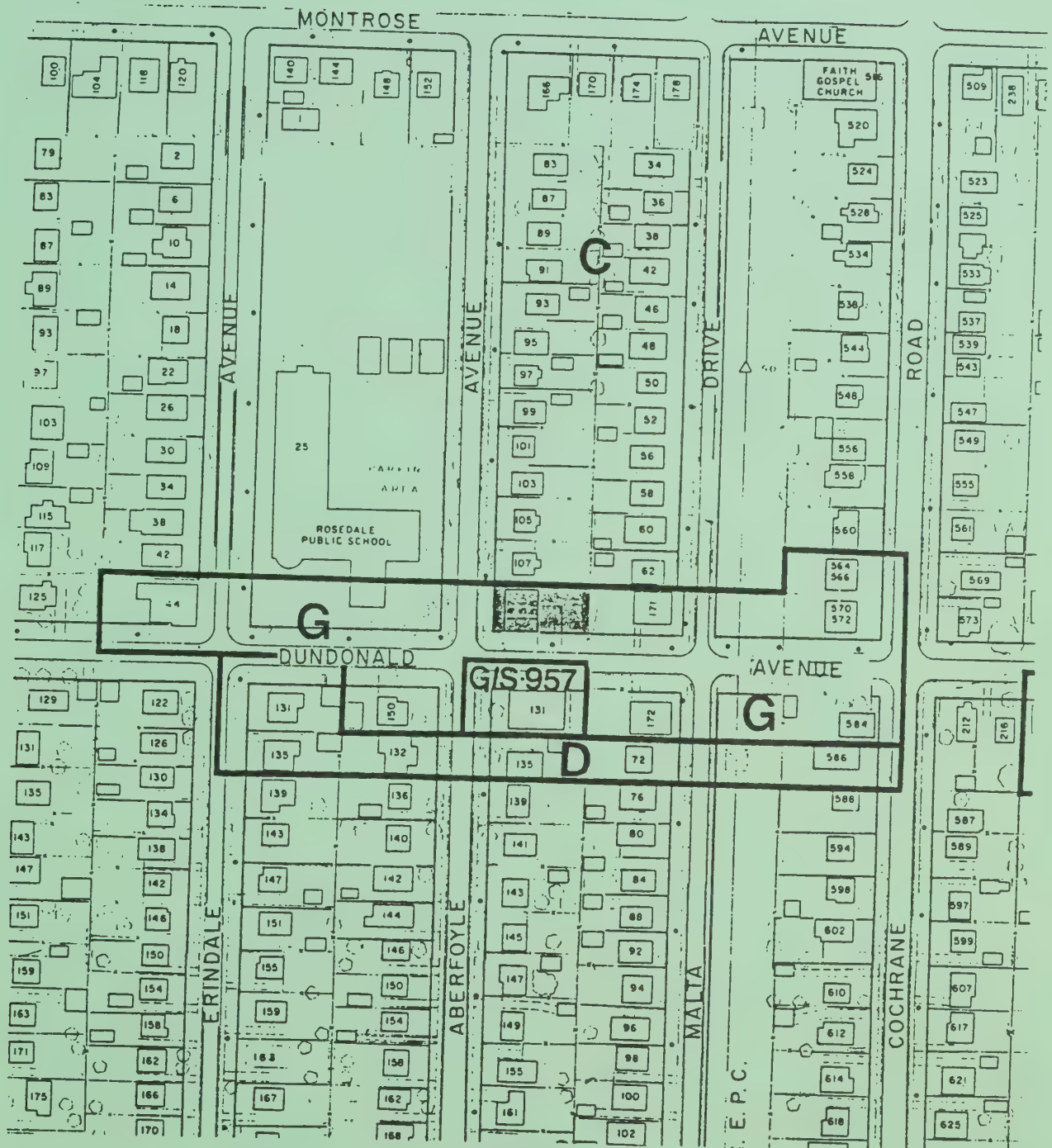


Site of the Application

Appendix "D" as referred
to in Section 16 of the
TENTH Report for 1991 of
the Planning and
Development Committee





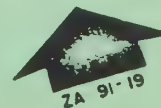


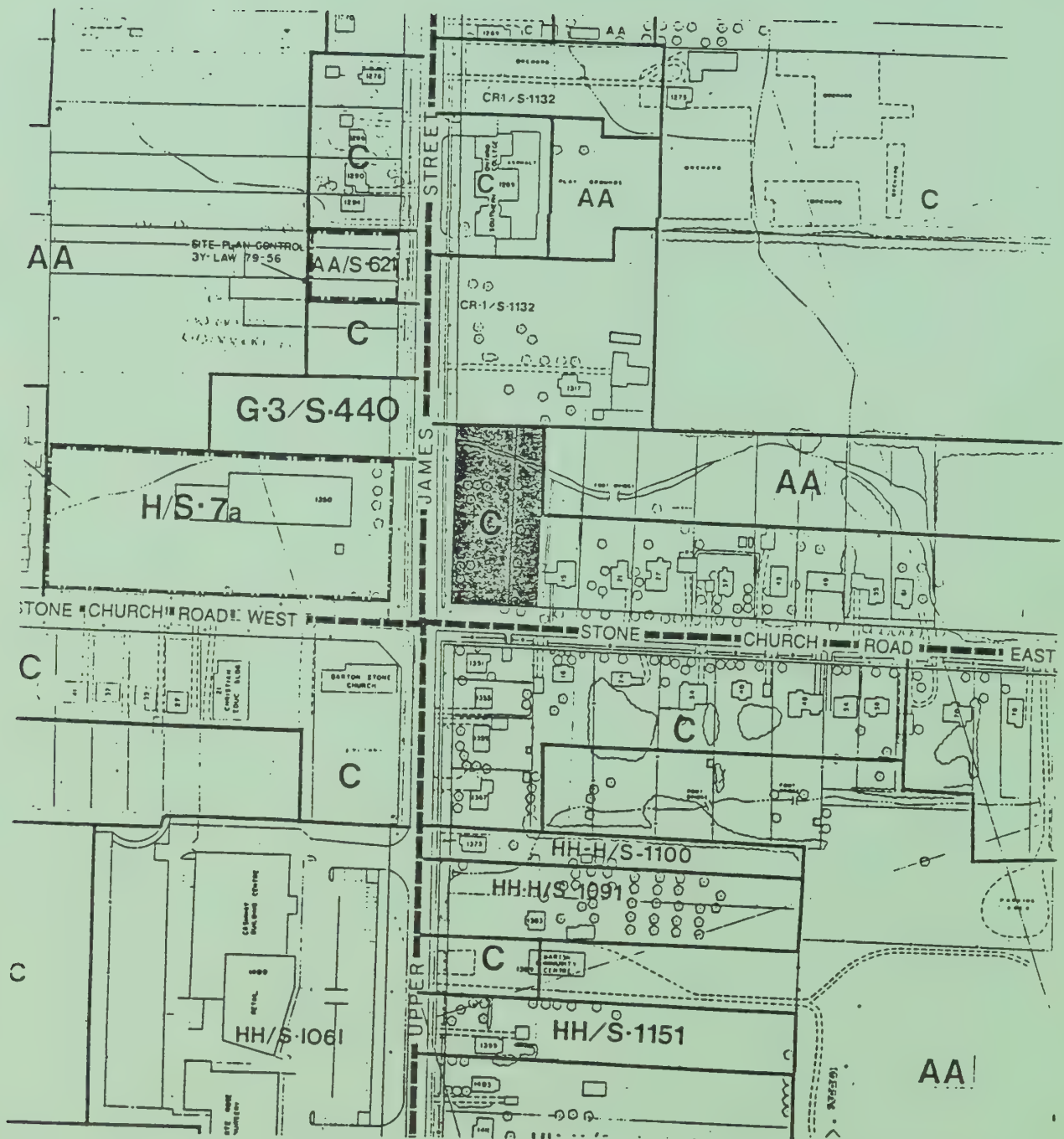
Legend



Site of the Application

Appendix "F" as referred to in Section 18 of the TENTH Report for 1991 of the Planning and Development Committee





Appendix "G" as referred
to in Section 19 of the
TENTH Report for 1991 of
the Planning and
Development Committee

Legend

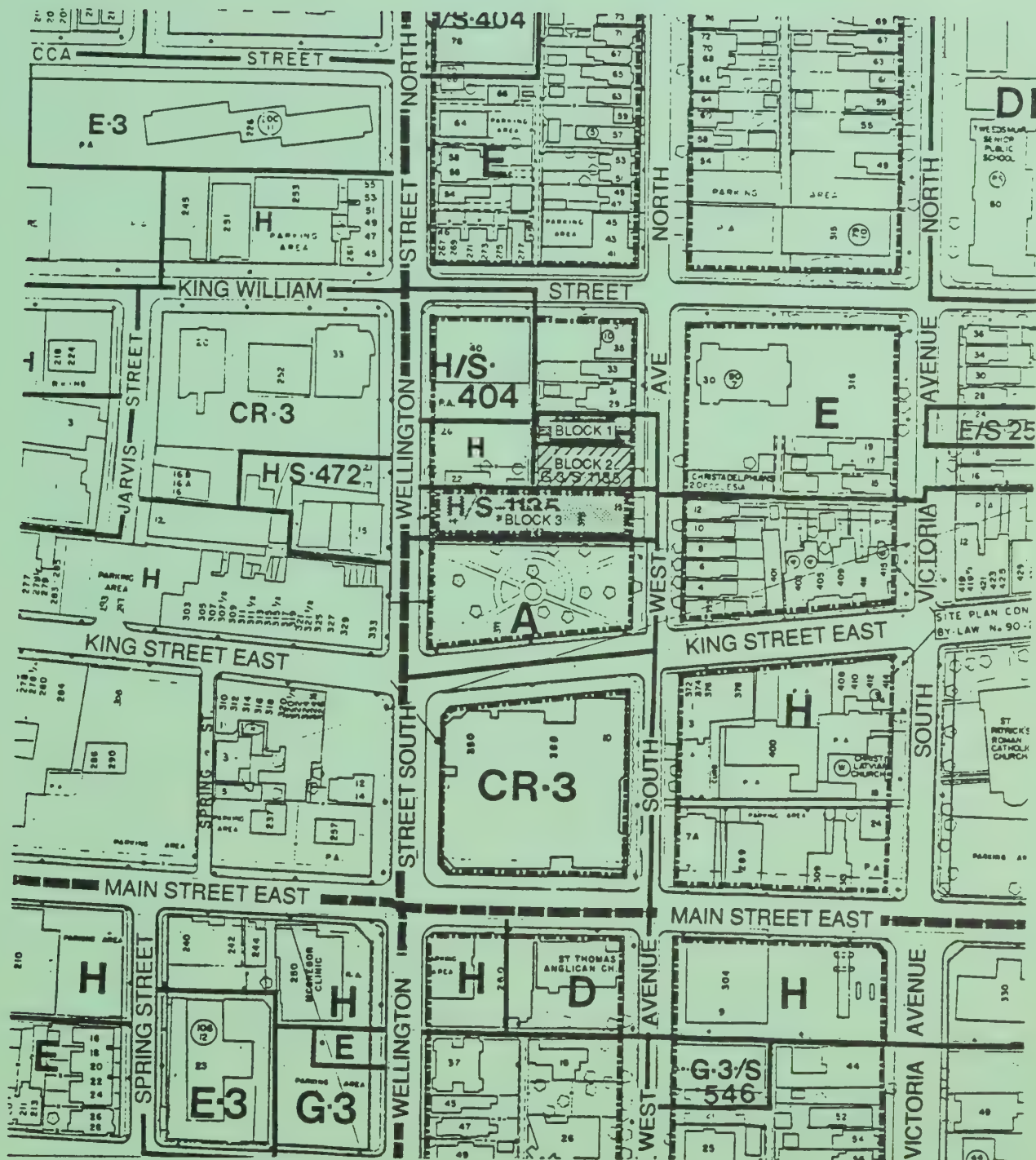


Site of the Application

C 20



ZA-91-14



Legend



Site of the Application

Appendix "H" as referred to in Section 20 of the TENTH Report for 1991 of the Planning and Development Committee



REPORT OF THE INFORMATION SYSTEMS COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Information Systems Committee presents its **THIRD** Report for 1991 and respectfully recommends:

1. (a) That Microcomputer workstations and printers be acquired in accordance with the following:

Description	Supplier	Price	Comment
Panasonic 386-SX20 Microcomputers	4 Office Automation Burlington	\$ 2,280.00	Lowest Acceptable of 28 Proposals
Hewlett Packard IIP Printers	MicroAge Hamilton	\$ 1,269.00	Lowest Acceptable of 23 Proposals

- (b) Funding to be provided from Account No. CH56605-26032 (Workstation Leasing).
2. (a) That GreyVest Leasing of Toronto provide leasing services for microcomputer workstations and printers at the rate of \$29.78/\$1,000.00/month for 36 months (the lowest acceptable of eight proposals received).
- (b) The term of the lease agreement with GreyVest to be to 1991 November 30, with an option in favour of the City to extend for the balance of the lease term.
- (c) That decisions to lease or purchase be made in each case, in consultation with the Treasurer.
- (d) That the master lease agreements be in a form satisfactory to the City of Hamilton Solicitor (the City of Hamilton is the lessee).
- (e) That funding be provided from Account No. CH56605-26032 (Workstation Leasing).

3. That the Director of Property and the Accommodation Committee be requested to assist in locating facilities for the Information Systems staff to be displaced (approximately 8) by the relocation of the computer and disk drives from the basement to the first floor of City Hall.

Respectfully Submitted,

**ALDERMAN J. GALLAGHER, CHAIRMAN
INFORMATION SYSTEMS COMMITTEE**

K. Christenson, Secretary

1991 June 4

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **SIXTH** Report for 1991 and respectfully recommends:

1. That Taxicab Owner's Licence No. 164 owned by Yogi Cabs Inc. (Jogindar Dhaliwal) be suspended for a fifteen day period on the grounds that the applicant had been convicted six times in the past year with regard to vehicles which were not in good repair or good mechanical condition.

Mr. Dhaliwal appeared before the Licensing Committee on 1991 June 12 as the result of six convictions for failure to maintain his taxicabs and advised the Committee that he had subsequently replaced his four taxicabs.

The Licensing committee noted that these replacements had only been made after repeated complaints from the City of Hamilton Licence Inspectors and therefore wished to send a message to the taxi industry that unsafe cabs would not be tolerated in the City of Hamilton. Accordingly, the Licensing Committee passed the foregoing recommendation.

RESPECTFULLY SUBMITTED

J. JONES
ACTING CHAIRMAN
CITY OF HAMILTON LICENSING
COMMITTEE

Stella Glover
Secretary

1991 June 12

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **TWELFTH** Report for 1991 and respectfully recommends:

1. That a purchase order be issued to Carter G.M. Trucks, Hamilton, in the amount of \$82,104.25, including all taxes, to replace four (4) 1/2 ton pickup trucks Units #9329/24/50/53 and the purchase of one (1) new unit, being the lowest of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account #CH5X503 00101 (\$65,494.80) and Operating Equipment Account #CH58005 60408 (\$16,609.45).
2. That a purchase order be issued to Carter G.M. Trucks, Hamilton, in the amount of \$52,702.20, including all taxes, to replace two (2) trucks Units #9234, 9352, being the lowest of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.
3. That a purchase order be issued to Carter G.M. Trucks, Hamilton, in the amount of \$53,070.20, including all taxes, to replace two (2) stake dump trucks Units #9217, 9337, being the lowest of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.
4. That a purchase order be issued to Carter G.M. Trucks, Hamilton, in the amount of \$130,640, including all taxes, to replace four (4) trucks Units #9212/31/2/9669 and the purchase of one (1) new unit, being the lowest acceptable of three tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.

5. That a purchase order be issued to King Equipment Mfg. Corp., Cambridge, in the amount of \$61,864.51 including all taxes, to replace one (1) 33,000 lb. cab and chassis complete with platform, to replace unit #9006, being the lowest acceptable of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.
6. That a purchase order be issued to King Equipment Mfg. Corp., Cambridge, in the amount of \$74,664.04 including all taxes, to replace one (1) 35,000 lb. cab and chassis complete with hydraulic pump and platform, to replace unit #9226, being the lowest acceptable of six tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.
7.
 - (a) That a purchase order be issued to General Tire Canada, Hamilton, being the lowest acceptable of five tenders received for the supply and servicing of tires during 1991, for an estimated cost of \$66 560, with an option in favour of the City to renew for an additional three one year term at the unit prices stated, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through various approved accounts.
 - (b) That a contract be entered into for the servicing of tires satisfactory to the City Solicitor.
8. That a purchase order be issued to Bryan's Farm & Industrial, Puslinch, in the amount of \$62,606, including all taxes, to replace two (2) Tractors complete with cabs and plows, Units #9473/9, being the only tender received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.
9. That a purchase order be issued to Bryan's Farm & Industrial, Puslinch, in the amount of \$62,859, including all taxes, to replace three (3) Tractors with roll bars Units #9414/5/95, being the only tender received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.

10. That a purchase order be issued to Bryan's Farm & Industrial, Puslinch, in the amount of \$73,034, including all taxes, to replace three (3) 4WD Hydrostatic Tractors Units #9508/24/20, being the lowest of two tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Reserve for Replacement of Mobile Equipment Account #CH5X503 00101.
11. That a purchase order be issued to G.C. Duke Equipment Ltd., Burlington, in the amount of \$254 586, including all applicable taxes and trade-ins, to replace two (2) Mobile Street Sweepers, Units #9564/59, Fleet Services, being the lowest acceptable tender of four received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101 (\$140 793) and Capital Funds Account No. CF5500 609151006 (\$113 793).
12.
 - (a) That a purchase order be issued to Schreiber Brothers Limited, Hamilton, in the amount of \$237 570, including all taxes and a contingency allowance of \$52 000, being the lowest of three tenders received, to reroof Dundurn Castle in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Major Maintenance Account No. CF5255 318941003.
 - (b) That a contract be entered into satisfactory to the City Solicitor.
13. That approval be given to the action taken by the Finance and Administration Committee in authorizing the Ontario Games for the Physically Disabled Committee to use City Hall facilities on Thursday, 1991 June 20 during the 1991 Ontario Games for the Physically Disabled.
14. That approval be given to the action taken by the Finance and Administration Committee in granting permission to the Fly the Flag for Canada Committee to use the second floor lobby and related equipment on Tuesday, 1991 June 18 at 9:30 a.m. for a Press Conference and official launching of the Fly the Flag for Canada campaign.

15. That approval be given to the action taken by the Finance and Administration Committee in authorizing the National Arts Organization ARTS AND THE CITIES to use the Council Chambers on Saturday, 1991 June 15 from 9:00 a.m. - 6:00 p.m. and Sunday, June 16 from 9:00 a.m. - 12:30 p.m. for their Annual General Meeting.
16. That approval be given to the action taken by the Finance and Administration Committee in granting permission to the Hamilton Status of Women Sub-Committee to use the City Council Chambers and the three City Hall Meeting Rooms to hold a Child Sexual Abuse Public Awareness Forum on Saturday, 1991 June 22.
17. That permission be granted to the Big Brother Association of Burlington and Hamilton-Wentworth Inc. to use the City Hall forecourt on Friday, 1991 September 06 from 11:30 a.m. to 1:00 p.m. for a media event during Big Brother Month.
18. (a) That the request of the Hamilton and District Labour Council C.L.C. to fly the C.L.C. flag at City Hall from Friday, 1991 August 30 - Friday, 1990 September 06 be approved.
(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
19. (a) That permission be granted to Amnesty International Hamilton Group 1 to use the Council Chamber on Tuesday, 1991 December 10 from 9:00 a.m. to 5:00 p.m. for a Proclamation Ceremony to celebrate Human Rights Day.
(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
20. (a) That permission be granted to the Canusa Games Board of Directors to use the City Hall forecourt and sound system on Sunday, 1991 August 11 from 8:00 o'clock a.m. to 12:00 o'clock noon for the purpose of holding the Canusa Games Closing Ceremonies.
(b) That the first floor washrooms be open to the Canusa Games competitors.

21. That the Council of the Corporation of the City of Hamilton deem the annual festivals of the St. Mary's Portuguese Parish to be held on 1991 June 29 and 30 (St. Peter); 1991 August 9, 10 and 11 (Our Lady of the Angels-Patron Saint) and 1991 August 30 and September 1 (Santa Cecilia Feast) to be events of municipal significance and has no objection to issuance of Special Occasion Permits for these festivals.
22. That civic silver pins be awarded to the following members of the Hamilton Minor Hockey Council "AAA" Midget Team for winning the 1990-91 Longshoremen's Hockey Club Provincial Championship:
- | | |
|------------------|---------------------------------|
| Angelo Amore | Mike Massis |
| David Aussem | Chris McMurtry |
| Jon Baker | Pat Richardson |
| Chris Beattie | Jason Stewart |
| Mike Bodnaruk | Paul Talbot |
| Dru Burgess | Sam Oliveira |
| Colby Constant | Chris Galeazza |
| Shayne Fritz | Charlie Lawson |
| Gary Gosse | Mel Boyd, Head Coach |
| Brent Holdsworth | Gavin Ballie, Assistant Coach |
| Mike Kydd | Murray Cameron, Assistant Coach |
| Cheyne Lazar | |
23. That a civic gold ring be awarded to Theresa Wolf for winning the Canadian Junior Women Gymnastics Championship held in Saskatoon, Saskatchewan from 1991 May 16 - 19.
24. That, as provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, the taxes for the municipal property known as 73 Main Street East in the City of Hamilton, be directed to the Separate School Board.
25. That, as referred to in Section 16 of the NINTH Report of the Transport and Environment Committee, the City's share of services to be installed in Rymal Square Estates Subdivision in the gross amount of \$107,016.43 for DA-90-78 be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.

26. (a) That, as referred to in Section 17 of the NINTH Report of the Transport and Environment Committee, the City's share of services to be installed in the following subdivisions in the gross amount of \$69,932.63 be financed from the Reserve for City's Share of Services Through Unsubdivided Lands:

Abbey Hill Farm - Phase 2	\$41,126.28
Bar-Brock Estates - Phase 3	Nil
Crerar Place	\$15,135.00
Edan Heights - Phase 1	Nil
South Hill - Phase 2	<u>\$13,671.35</u>
	\$69,932.63
	=====

- (b) That the City's share of services to be installed on Upper Wellington Street under a Modified Subdivision Agreement for land severance application H-150-88 (Wellington Chase Inc.) in the additional gross amount of \$5,150.00 be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.

27. That, as referred to in Section 12 of the THIRTEENTH Report of the Parks and Recreation Committee, the renovation and resurfacing of the Huntington Park Tennis Court in the amount of \$90,000. be included as a 1991 Capital Budget Project by reducing the Capital Contingency by a similar amount, and be financed by the Reserve for Capital Projects.

28. (a) That an Offer to Purchase executed by George Markham and Barbara Markham on 1991 June 11 and scheduled for closing on or before 1991 September 18 for the purchase of the City owned land south of Ainslie Avenue between Hillview Street and Emerson Street, being a strip of land lying immediately to the south of Lot 17, Registered Plan 511 "Bamberger Survey", having a frontage along the westerly limit of Emerson Street of 20 feet (6.096 metres), more or less, containing an area of 2,739.59 square feet (254.5 square metres), more or less, be approved and completed.

- (b) That the proceeds from the purchase price in the amount of \$8,500. be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases).

29. (a) That the City of Hamilton convey Part 2, 62R-11731 (formerly part of Warrington Avenue), which is an irregular shaped parcel comprising an area of .05036 acres to Her Majesty The Queen in Right of Ontario, as represented by The Ministry of Transportation for the sum of \$6,296.00.
- (b) That the City of Hamilton lease Part 1, 62R-11711 and Part 6, 62R-11731, lands located south of the South Service Road to Her Majesty The Queen in Right of Ontario, as represented by The Ministry of Transportation, said lease to be for a two (2) year period commencing 1992 March 21 for a one (1) time rental fee of \$6,557.00.
- (c) That subject to the approval of Items (a) and (b) by City Council, the City of Hamilton hereby grant Her Majesty The Queen in Right of Ontario, as represented by The Ministry of Transportation, its servants or agents, the Authority to Enter (permission to construct) upon the aforesaid subject lands for the purposes of the reconstruction of the Q.E.W. with this permission to take effect the day following City Council approval of these recommendations.
- (d) That the Mayor and City Clerk be authorized to execute the necessary agreements in a form satisfactory to the City Solicitor.
30. (a) That the City of Hamilton enter into a Lease Agreement with "Major League Sports Bar Ltd." trading as "Don Cherry's Grapevine" for the purpose of establishing an outdoor patio restaurant situated on the south/west corner of the unused portion of the Main Street and Ferguson Avenue Municipal Carpark. The aforesaid leased area comprises approximately 716 square feet and the rental is \$833.00 for a period commencing 1991 June 26 and terminating on 1991 September 30. It is understood and agreed that the patio will include a 4 foot access from the patio area running across the last two (2) parking stalls towards the front of the building at 157 Main Street East.
- (b) That the Lease Agreement contain the following provisions:
- (i) That the Lessee shall provide the City with liability insurance to the extent of \$2,000,000.00.
- (ii) That the patio structure to be placed on this unused portion of the parking lot be constructed to the satisfaction of the General Manager of The Parking Authority.

- (iii) That the Lessee be responsible for any business taxes as a result of the use of the patio restaurant.
 - (c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.
- 31. That the following recommendations, which were referred back to the Finance and Administration Committee for further review by City Council at its meeting held 1991 May 28, be approved:
 - (a) That the use of the City owned properties known as 290 and 296 Victoria Avenue North which were acquired for municipal purposes and not Hospital purposes persay, be offered to the Hamilton Civic Hospitals on the basis of charging fair market rent.
 - (b) That the use of the City owned property known as 286 Victoria Avenue North by the Hamilton Civic Hospitals continue on the basis of rent free occupancy inasmuch as this property was purchased specifically for Hospital purposes.
- 32. (a) That effective 1991 June 1, the reclassifications of positions transferred from the Central Utilities Plant to the Property Department, be approved as follows:

Maintenance Co-ordinator	"L"	\$41,413. - \$48,767. - July 1991 Rate
Maintenance Supervisor	"L"	\$41,413. - \$48,767. - July 1991 Rate
Chief Operations Engineer	"K"	\$45,154. - \$53,153. - July 1991 Rate

 - (b) That the classification of the newly created administrative position, approved by City Council on 1991 May 28, also be approved as follows:

Manager of Administration	"K"	\$45,154. - \$53,153. - July 1991 Rate
---------------------------	-----	--
- 33. That the contract settlement of the Provincial Agreement for Ontario Bricklayers, Stonemasons and Plasterers--The International Union of Bricklayers and Allied Craftsmen and the Ontario Provincial Conference of the International Union of Bricklayers and Craftsmen and The Masonry Industry Employers Council of Ontario, Local Union No. 1, be received pursuant to the Fair Wage Policy of the City of Hamilton.

34. That the contract settlement of The Electrical Trade Bargaining Agency of the Electrical Contractors Association of Ontario and The International Brotherhood of Electrical Workers and the I.B.E.W. Construction Council of Ontario representing the following affiliated Local Union 105, Hamilton, be received pursuant to the Fair Wage Policy of the City of Hamilton.
35. That the City Solicitor be authorized and directed to prepare a By-law to amend By-law No. 81-217 to provide for the retention of Human Resource Department records for submission to City Council.
36. That the Appointments To and Terminations from Permanent positions with the Corporation to 1991 June 11, attached hereto and marked Appendix "A", be approved.
37. That funding be approved in the amount of \$10,000. to be used to assist in defraying the costs associated with hosting the 1991 Canadian Parking Association 7th Annual Conference which will be held in the City of Hamilton from 1991 October 27 through 30, and that this expenditure be financed from Account No. CH55307 80040, Hosting of Conferences with Municipal Subject Content.
38. That the City of Hamilton hold its application for special legislation respecting smoke alarms in abeyance for three months as the Ministry of the Solicitor General is currently drafting provincial regulations to the Fire Marshall's Act which will be wider in scope than the City's proposed draft Bill.
39. That the Minister of Municipal Affairs be requested to introduce and secure the enactment of an amendment to the Planning Act, 1983 and the Fire Marshall's Act, to that proceeds of every fine imposed under any provision of those acts, will be paid to the Treasurer of the Municipality that prosecutes the offense, and bears the cost of such prosecution.
40. That the Planning and Development Committee be requested to initiate a rezoning of the parcel of land known municipally as 1100 Limeridge Road East to permit the development of a 57 unit senior citizens low-rise apartment building.

41. (a) That approval be given to the establishment of the Mayor's Youth Advisory Committee (MYAC) to act as an advisory body to the Mayor pursuant to their Constitution, attached hereto and marked Appendix "B".
- (b) That permission be granted to MYAC to use a Committee Room at City Hall for their Executive meetings twice monthly in the evening.
42. That the appeal recommendation of a \$1,500. Convention/Reception Grant for the 74th Canadian Chemical Conference, which was held in Hamilton 1991 June 2-6, be approved and funded from the appropriate Convention/Reception Grant Account CH 5AXXX 20020.
43. That a grant be approved in the amount of \$25,000. to Wesley Urban Ministries to fund recreational programs at Kirkendall Strathcona Neighbourhood House and financed from Contingency Account CH 50008 24120.
44. That the Final Report of the Comprehensive Audit on the Licence Division of the City Clerk's Department, as submitted by Ernst & Young dated 1991 May 24, copies of which have been distributed to all Members of City Council, be adopted and referred to the Chief Administrative Officer to report back to the Finance and Administration Committee with recommendations for implementation.
45. (a) That the Government of Canada be petitioned to enact much stronger and more effective gun control laws with qualified gun-owning privileges for hunters and target shooters.
- (b) That the Council of the Corporation of the City of Hamilton endorse the efforts of the Coalition for Gun Control which is a non-profit organization working to secure more effective gun control laws.
46. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 17638/89 by the payment of \$5,542.00 inclusive of damages, interest and cost to the Plaintiff, Marija Geist and George Geist.
- (b) That the City obtain from the Plaintiff, Marija Geist and George Geist, a Release satisfactory to the Law Department, and that Ontario Court of Justice (General Division) Action No. 17638/89 be dismissed as against the City of Hamilton without cost.

47. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 18436/90 by the payment of \$1,568.00 to the Plaintiff, Brad Allen, inclusive of all damages, interest and cost.
- (b) That Brad Allen be required to execute a Full and Final Release of the City of Hamilton in a form satisfactory to the Law Department.
- (c) That Ontario Court (General Division) Action No. 18436/90 be dismissed, as against the City of Hamilton, without costs.
48. (a) That the City of Hamilton resolve Ontario Court of Justice (General Division) Action No. 37137Q/89 by the payment to the Plaintiffs, Lawrence Hugh Johnston, Nancy Margaret Johnston, Hugh John Johnston and Mark Lawrence Johnston, of the sum \$67,633.09 inclusive of all damages, interests and costs.
- (b) That the Plaintiffs be required to provide a Full and Final Release to The Corporation of the City of Hamilton in a form satisfactory to the Law Department.
- (c) That Ontario Court of Justice (General Division) Action No. 37137Q/89 be dismissed without costs.
49. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 4679/84 by payment to the Plaintiffs, William G. Mallett and Aznive Mallett, of:
- (i) the sum of \$39,886.77 as compensation for registered nursing care expenses and other medical benefits expenses paid by them with interest at \$5.37 per day after June 17, 1991; and
- (ii) the sum of \$22,500.00 for their party and party costs, plus assessable disbursements as agreed, or as assessed.
- (b) That the City of Hamilton enter an agreement with the Plaintiffs, subject to the approval of the Hamilton Professional Firefighters' Association, in a form and substance approved by the City Solicitor, and executed by the appropriate signing authorities, to clarify and define the rights of the plaintiff to coverage under the Blue Cross Plan and the predecessor Canada Life Plan.

50. That the following resolution from the Town of Richmond Hill respecting Municipal Government Restructuring be received:

"WHEREAS municipalities are creations of the Ontario Government, and are limited to the legal authority and revenue sources granted by that body;

AND WHEREAS, municipalities can only undertake actions as are authorized by the Ontario Government, and only in accordance with any procedures specified;

AND WHEREAS, even if there is a local problem for which there is an obvious and widely supported solution, council action taken without provincial authorization would be declared ultra vires by the courts if called upon for a ruling;

AND WHEREAS, councils are also limited by the fact that their purpose is not only to carry out the wishes of their local inhabitants but to carry out the duties imposed by the province;

AND WHEREAS, the proliferation of separate appointed boards has made the local government system even less understandable and directly accountable while also inhibiting effective priority setting and the coordinated provisions of services;

AND WHEREAS, municipalities in Ontario are operating in a structural context that has its roots in the turn of the century;

NOW THEREFORE BE AND IT IS HEREBY RESOLVED that the Council of the Corporation of the Town of Richmond Hill requests the Government of Ontario to begin a full review of the municipal and regional government structure in Ontario including the role of Boards of Education, with the aim of reviewing the constitutional, structural and financial operating environment surrounding municipal-provincial relations;

AND FURTHER THAN the provincial government hold citizen forums and public consultations with municipalities through the Association of Municipalities of Ontario in order that a full review of municipal government and its role can be discussed and the necessary changes made to it to provide Ontario with a municipal government structure that will meet the challenges of the 21st Century;

AND FURTHERMORE THAT Staff be requested to circulate this resolution to all municipalities in the Province of Ontario, the Association of Municipalities of Ontario, the Ministry of Housing and Municipal Affairs, the Premier of Ontario, and the leaders of the two opposition parties in the provincial legislature with a request for support."

51. That the following resolution from the City of North York respecting changes to the Provincial Welfare Act be referred to the Regional Municipality of Hamilton-Wentworth for consideration:

WHEREAS Community and Social Services Minister Zanana Akande is considering changes to the Provincial Welfare Act, as recommended by an eleven member Committee chaired by Allan Moscovitch, Associate Professor at Carleton University;

AND WHEREAS these recommendations, if adopted, would destroy any accountability that recipients have to provide;

AND WHEREAS it would permit an incentive for people to try to avoid being gainfully employed;

AND WHEREAS the City of North York shares the cost of operating The Municipality of Metropolitan Toronto Government, which shares the cost of Provincial welfare programs;

AND WHEREAS the adoption of these recommendations would have grave economic effects on the taxpayers of the City of North York, The Municipality of Metropolitan Toronto and the Province of Ontario;

THEREFORE BE IT RESOLVED that the City of North York go on record as opposing the liberal changes recommended in this report, and urging Premier Bob Rae and the Minister of Community and Social Services to reject this report;

AND BE IT FURTHER RESOLVED that this motion be sent to the Association of Municipalities of Ontario and all cities over 50,000 in the Province of Ontario for their endorsement.

52. That leave be granted to introduce the following Bills:

Bill H-31 A By-law to Amend By-law 81-217 Respecting Retention of Human Resource Department Records.

Bill H-32 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

**ALDERMAN B. HINKLEY, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary
1991 June 20

Appendix "A" as referred to in
Section 34 of the TWELFTH Report
of the Finance & Administration
Committee for 1991.

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. David Biggs	Rink Attendant I (D-9)	Culture & Recreation	Additional Staff - approved 1991 budget	\$30,116.32 to \$30,532.32	06/05/91
Mr. James Bridge	Rink Attendant I (D-9)	Culture & Recreation	Additional Staff - approved 1991 budget	\$30,116.32 to \$30,532.32	06/05/91
Mr. Kevin Christenson	Legislative Assistant I (L)	City Clerk	Replacing Ms. L. Dale - resigned	\$40,601.60 to \$47,810.88	06/05/91
Mr. Donald Dilks	Rink Attendant I (D-9)	Culture & Recreation	Additional Staff - approved 1991 budget	\$30,116.32 to \$30,532.32	06/05/91
Mr. Mike Josic	Rink Attendant I (D-9)	Culture & Recreation	Status Change per Local 5 Agreement	\$30,116.32 to \$30,532.32	08/04/91
Ms. Ann Moffatt	Administrative Assistant II (O)	Property	Replacing Ms. A. Johnston - retired	\$31,747.56 to \$37,313.12	06/05/91
Mr. Mahendra Shah	Senior Project Manager (I)	Property	Replacing Mr. W. Selzer - retired	\$52,490.88 to \$61,850.88	06/05/91

Prepared 11/06/91

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Ken Allen	Probationary Firefighter	Fire	Resigned	1 month	15/04/91
Ms. Donna Barr	Stenographer III	Treasury	Resigned	16 years, 8 months	13/05/91
Mr. Andrew Briscoe	Labourer/Truck Driver	Public Works	Terminated	9 months	20/05/91
Mr. Grant Holle	Labourer	Parking Authority	Resigned	2 years	17/05/91
Mr. Joseph Korhammer	Concrete Finisher	Public Works	Deceased	11 months	10/05/91
Mr. Mike Korotash	Asphalt Raker	Public Works	Resigned	1 year, 10 months	21/05/91

Prepared 11/06/91

MAYOR'S YOUTH ADVISORY COMMITTEE

CONSTITUTION

JUNE 1991

ARTICLE 1: NAME

This organization shall be known as the Mayor's Youth Advisory Committee, hereinafter referred to as MYAC.

ARTICLE 2: OBJECTIVES

- (i) MYAC will act as an advisory body to the Mayor, and through that office to Council, on those matters within the influence of the City of Hamilton which have an impact on the youth of this City.
- (ii) It will also be within the purview of MYAC to identify and bring forward issues which have an impact on the youth of Hamilton and, while not directly under the control of the Corporation of the City of Hamilton, may be of sufficient significance to warrant the City's consideration or support.
- (iii) MYAC shall encourage it's members to become more familiar with the workings of local government through education, involvement and participation.
- (iv) While it is not the expressed intent of MYAC to fulfil an advocacy role, by virtue of its involvement in issues of importance to youth, it will, through researching issues and presenting constructive solutions to identified concerns, act as a positive advocate for Hamilton youth through the Office of the Mayor.
- (v) MYAC will endeavour to participate actively in community events and activities in Hamilton, and through this involvement, foster a positive image for all young people.
- (vi) The objective of MYAC is, very clearly, to encourage the constructive input of the Youth

of the City of Hamilton on those matters which are likely to have an impact upon them.

ARTICLE 3: MEMBERSHIP

Membership in the Mayor's Youth Advisory Committee will be open to Youth between the ages of 13 and 25 who reside in the City of Hamilton.

Any member who, without proper notification, misses three consecutive meetings shall be removed from the MYAC mailing list, unless they have contacted a member of the Executive Committee or the Mayor's Office. Moreover, should that individual be a member of the Executive Committee, his/her position will be deemed vacant and the Executive will undertake to appoint a replacement.

ARTICLE 4: ELECTION PROCEDURES

Procedures for Election of Officers to the MYAC Executive Committee shall be as follows:

- (a)
 - (i) Nominations for the position of **Chairperson**
 - (ii) Candidates to speak to their nomination in a "panel debate" format
 - (iii) Voting for Chairperson
 - (iv) Tabulation of votes and announcement of successful candidate.
- (b)
 - (i) Nominations for the position of **Vice-Chairperson**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Vice-Chairperson
 - (iv) Tabulation of votes and announcement of successful candidate.
- (c)
 - (i) Nominations for the position of **Secretary**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Secretary
 - (iv) Tabulation of votes and announcement of successful candidate.
- (d)
 - (i) Nominations for the position of **Treasurer**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Treasurer
 - (iv) Tabulation of votes and announcement of

successful candidate.

- (e)
 - (i) Nominations for the position of **Director of Public Relations**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for the Director of Public Relations
 - (iv) Tabulation of votes and announcement of successful candidate.
- (f)
 - (i) Nominations for the position of **Director of Promotions**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Director of Promotions
 - (iv) Tabulation of votes and announcement of successful candidate.
- (g)
 - (i) Nominations for the position of **Director of Communications (Membership)**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Director of Communications (Membership)
 - (iv) tabulation of votes and announcement of successful candidate.
- (h)
 - (i) Nominations for the position of **Director of Communications (High School Liaison)**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Director of Communications (High School Liaison)
 - (iv) Tabulation of votes and announcement of successful candidate.
- (i)
 - (i) Nominations for the position of **Community Projects Co-ordinator**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Community Projects Co-ordinator
 - (iv) Tabulation of votes and announcement of successful candidate.
- (j)
 - (i) Nominations for the position of **Director of Fundraising**
 - (ii) Candidates to speak to their nomination
 - (iii) Voting for Director of Fundraising
 - (iv) Tabulation of votes and announcement of successful candidate.

Format for the Election of Officers to the Executive Committee shall be:

1. The Chairperson for the Elections will be the Mayor's Executive Assistant or his/her accredited replacement.
2. All nominations for the positions outlined in Article 5 will be accepted from the floor when called for by the Chairperson of Elections.
3. Each nominated and seconded candidate will receive a maximum of three (3) minutes to speak to their nomination, unless they are acclaimed and then will have one (1) minute for an acceptance speech.
4. For the position of CHAIRPERSON, each candidate will receive a maximum of five (5) minutes to speak and will participate in a question and answer forum not to exceed fifteen (15) minutes in length.
5. All results will be tabulated by the Chairperson of Elections and the Mayor's Secretary. In the event of a tie, one recount will be permitted. Upon confirmation of the vote, the successful candidate will be decided by a drawing of lots. All ballots will be destroyed upon motion from the floor.

To be eligible to vote in the Election of Officers to the Executive Committee, a member must have attended a minimum of two (2) of the previous six (6) General Committee meetings.

ARTICLE 5: EXECUTIVE

The Executive Committee shall be composed of elected members, certain ex-officio members and the Chairpersons of all Ad Hoc Committees.

- (a) Elected Members:
 - (i) Chairperson
 - (ii) Vice-Chairperson
 - (iii) Secretary
 - (iv) Treasurer
 - (v) Director of Public Relations
 - (vi) Director of Promotions
 - (vii) Director of Communications (Membership)
 - (viii) Director of Communications (High School Liason)
 - (ix) Community Projects Co-ordinator

- (x) Director of Fundraising
- (b) Ex-officio Members: (no vote of Executive Committee)
 - (i) Immediate past Chairperson
 - (ii) Mayor of the City of Hamilton
 - (iii) Mayor's Executive Assistant
 - (iv) Mayor's Secretary
 - (v) Vice-chairpersons of all Ad Hoc Committees
- (c) Chairpersons of Ad Hoc Committees are appointed to and by the Executive Committee. Chairpersons of Ad Hoc Committees will appoint a Vice-Chairperson from the General Committee who will assume all responsibilities in his/her absence. The Chairpersons are required to make presentations to the Executive Committee.
- (d) The Executive Committee will endeavour to meet bi-monthly to discuss any correspondence and/or issues affecting MYAC, create a brief on it/them and present it to the General Committee for approval. Certain items may be voted upon solely by the Executive Committee where timing does not permit a meeting of the General Committee. A report of any decision of the Executive Committee must be made to the next meeting of the General Committee.
- (e) The role of the Immediate Past Chairperson will be to offer guidance and experience to the elected Executive Members and advocate concrete suggestions for MYAC to follow.

ARTICLE 6: DUTIES OF EXECUTIVE

Chairperson:

- (i) Basically the Chairperson must represent MYAC at any social function or meeting in which the input of MYAC is requested.
- (ii) Performs a ceremonial role for leadership and organization of MYAC.
- (iii) Must enforce due observance of this Constitution and rule on questions of order in meetings of the General and Executive Committees.

- (iv) Must make agendas for the meetings of the General and Executive Committees.
- (v) Must foster a strong liaison with City Council, the Mayor and the General Committee and the community on a whole.
- (vi) Must endeavour to meet with the Mayor at least once a month.
- (vii) Must be responsible for receiving and processing all incoming correspondence of MYAC.
- (viii) The Chairperson will serve as and ex-officio member of all Standing and Ad-Hoc Committees.

Vice-Chairperson:

- (i) Must assume all responsibilities for the Chairperson in his/her absence.
- (ii) Must oversee all work of the Standing and Ad Hoc Committees and foster a positive line of communication with these committees.
- (iii) Must represent any Executive Committee Member in his/her absence by providing their report to the General or Executive Committee;
- (iv) Must serve as Chairperson of the Priorities and Planning Committee.

Secretary:

- (i) Must Prepare and distribute the minutes for all MYAC meetings.
- (ii) Must Conduct all internal and external correspondance relating to MYAC business.
- (iii) Must Act as the mediator of communication between MYAC members and MYAC council.
- (iv) Under the leadership of the Chairperson, must work with the MYAC council as a whole to make decisions about the internal policy of the committee.
- (v) Must keep accurate MYAC records for historical reference purposes and ensure that these records are transferred to the Secretary elected when term has been complete.

- (vi) Must advertise and promote all general MYAC or MYAC meetings within MYAC council.

Treasurer:

- (i) Must be responsible for all monetary transactions of the Committee through the records of the bank account.
- (ii) Must present the current financial situation at each meeting of the Executive and General Committee and submit a full financial report Bi-annually to the Committee (in November and in May).
- (iii) Must be responsible for the allocation of money as decided upon by the Committee.
- (iv) Must serve as a voting member of the Fundraising Committee of MYAC.

Director: Public Relations

- (i) Must be responsible for the production of a newsletter for the community quarterly, and, any special issues as deemed necessary.
- (ii) Must serve as Chairperson of the Newsletter Committee.
- (iii) Must act as a director of information to individuals of the General Committee and to members of the community of Hamilton.
- (iv) Must foster a strong relationship with the Public Affairs Department of the Corporation of the City of Hamilton.

Director: Promotions

- (i) Must handle all promotional campaigns of MYAC and work with the Director of Public Relations in fostering a strong image of both MYAC and youth throughout Hamilton.
- (ii) Must ensure that all pertinent information about MYAC is provided to all local media sources for full coverage throughout Hamilton.
- (iii) Must serve as a voting member of the Newsletter Committee of MYAC.

Director: Communications (Membership)

- (i) Must organize all membership drives of MYAC.
- (ii) Must serve as Co-chairperson of the Youth Involvement Committee.
- (iii) Must be responsible for ensuring an up-to-date list of members and it's availability upon request.
- (iv) He/she is an automatic voting member of the Newsletter Committee.

Director: Communications (High School Liaison)

- (i) Must endeavour to keep in touch monthly with the High School Student Councils and encourage their participation in MYAC events and meetings.
- (ii) Must serve as Co-Chairperson of the Youth Involvement Committee.
- (iii) He/she is an automatic voting member of the Newsletter Committee.
- (iv) Director must ensure that school events are properly included in each newsletter produced by MYAC.

Community Projects Co-ordinator:

- (i) The Community Projects Co-ordinator must identify and organize community projects where MYAC and/or Hamilton youth should participate.
- (ii) Must ensure that MYAC is represented on community groups or committees where youth input is needed or desired.
- (iii) Must collate reports from MYAC community group representatives and ensure their presentation to the Executive and/or General Committee.
- (iv) Must aid in presenting MYAC's strong commitment to the larger community of Hamilton.

Director: Fundraising

- (i) Must organize and handle all fundraising drives of MYAC.

- (ii) Must serve as the Chairman of the Fundraising Committee.

ARTICLE 6.1:

FULFILMENT OF EXECUTIVE RESPONSIBILITIES

- (i) Any executive member who fails to fulfil his/her duties as previously outlined in Article 6 may be subject to a review of their conduct by the Mayor's Executive Assistant and the Executive. Such a review may be initiated by any active member of the Mayor's Youth Advisory Committee, as per Article 3.
- (ii) Any member who fails to fulfil their duties and through such neglect of duties adversely affects the entire operation of the Mayor's Youth Advisory Committee, both general and executive, will first be spoken to by the Mayor's Executive Assistant and the Chairperson.
- (iii) In the event that such collusion fails to alleviate the problem of his/her failure to fulfil his/her duties, the matter will be brought forward to the Executive Committee. To determine the general Executive Committee's feeling for the removal of said Executive, a silent ballot will be held. For the removal of an Executive, a margin of at least seven to nine must be met, with the exception of the member under review who will not vote.
- (iv) The initiation of review must be in the form of a written letter to either the Mayor's Executive Assistant or the Chairperson outlining in detail the reasons for which the member wishes a review to be undertaken as such a review is a serious step and should not be regarded lightly.

ARTICLE 7: GENERAL COMMITTEE

The General Committee shall endeavour to meet monthly to discuss business set before them. All members shall be encouraged to participate fully in the Standing and Ad Hoc Committees and all MYAC events. Proposals are sent to the Executive Committee from the General Committee meetings for final review and/or implementation as directed. Membership

in the General Committee is subject to the provisions outlined in Article 3.

ARTICLE 8: STANDING COMMITTEES

- (a) The objective of the Standing Committees shall be to efficiently and effectively deal with business arising out of the general Committee meetings pertaining to its specific area.
- (b) To study and respond to recommendations of the General Committee in its reference area.
- (c) Each Standing Committee will be chaired by a designated member of the Executive Committee as outlined in Article 6.
- (d) Volunteer members of MYAC will serve on committees of their choice.
- (e) The Standing Committees shall be:
 - 1. Priorities and Planning
 - 2. Newsletter
 - 3. Fundraising
 - 4. Youth Involvement
- (f) The Terms of Reference for each Standing Committee will be determined at the first meeting of the Executive Committee following the annual Election of Officers.

ARTICLE 9: AD-HOC COMMITTEES

- (a) Ad Hoc Committees shall consist of the following:
 - (i) Chairperson of Ad Hoc Committee
 - (ii) Volunteer members of the General Committee
 - (iii) The Chairperson of MYAC (ex-officio)
 - (iv) Vice Chairperson of Ad Hoc Committee
- (b) These Ad Hoc Committees will be created as necessary by the Executive Committee. It will be the responsibility of the Ad Hoc Committee Chairperson to set the meetings of the said Committee and to appoint a Vice Chairperson from the General Committee.

ARTICLE 10: ANNUAL MEETINGS

The General Committee shall meet once each calendar year in October. The elected members of the Executive Committee are to be chosen at this meeting following the procedures as outlined in Article 4.

ARTICLE 11: **AMENDMENTS**

This Constitution may be amended by a 2/3 majority of the membership at the Annual General Meeting or a special meeting called for that purpose. The\ proposed amendments must be delivered, in writing, to the Chairperson of the Priorities and Planning Committee, two (2) weeks prior to any meeting of the above said committee. The Priorities and Planning Committee will assess the amendments and direct the Chairperson to call the appropriate meeting.

ARTICLE 12: **PROCEDURAL REQUIREMENTS**

Proceedings for all meetings of MYAC, be it Executive, General, Standing or Ad Hoc Committee will be pursuant to those in Bourinot's Rules of Order.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

TO INCORPORATE PARTS 1 and 3, PLAN 62R-11789
INTO DELTA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Delta Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Delta Drive..

Part of Lot 14, Concession 8, in the geographic Township of Barton, designated as Parts 1 and 3, Plan 62R-11789.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

URBAN MUNICIPAL
JUN 26 1991
GOVERNMENT DOCUMENTS

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

**TO INCORPORATE PART 3, PLAN 62R-10552
INTO GLOVER ROAD**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Glover Road by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Glover Road.

Part of Parcel 15-2
Section Glan 1(c)

Part of Lot 15, Concession 1, in the geographic Township of Glanford, designated as Part 3, Plan 62R-10552

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

**TO INCORPORATE PART 3, PLAN 62R-11682
INTO FERGUSON AVENUE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Ferguson Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Ferguson Avenue.

Part of Lot 8, Registered Plan No. 48, in the block bounded by Main Street, Spring Street, Ferguson Avenue, and Jackson Street, designated as Part 3, Plan 62R-11682.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

TO INCORPORATE PART 2, PLAN 62R-11682
INTO JACKSON STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Jackson Street by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Jackson Street.

Part of Lots 8, 9 and 10, Registered Plan No. 48, in the block bounded by Main Street, Spring Street, Ferguson Avenue, and Jackson Street, designated as Part 2, Plan 62R-11682.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

TO INCORPORATE PARTS 7,10 AND 11, PLAN 62R-9741
INTO REGINA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Regina Avenue by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Regina Drive.

Parts of Lot 14, Concession 8, in the geographic Township of Barton, designated as Parts 7,10 and 11, Plan 62R-9741.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

TO AUTHORIZE THE SALE OF PORTIONS OF THE CLOSED ROAD ALLOWANCE OF HOLLAND AVENUE, DESIGNATED AS PARTS 2, 3, 6, 15, 16, 17, 18, 19, 22, 23, 26, 27, 30, 31, 34, AND 35, PLAN 62R-10568

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302, to stop-up and sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 37 of the 20th Report of the Transport and Environment Committee, on December 12, 1989, authorized the City to stop-up and close the highway and offer to sell the soil and freehold therein as hereinafter described, the extent and boundaries of which are more particularly described in Schedule "A" attached hereto;

AND WHEREAS the unopened road allowance known as Holland Avenue, the extent and boundaries of which are more particularly described in Schedule "A" annexed hereto, was stopped-up and closed by Judge's Order dated 25 June, 1990 and registered on 28 September, 1990 as Instrument No. 62794;

AND WHEREAS Adisco Limited is the abutting owner to the south of the highway;

AND WHEREAS Dominic Carnicelli, Adisco Limited, Yiannoulla Mouskas, and 839891 Ontario Inc. are the abutting owners of the lands to the north of the highway;

AND WHEREAS Notice of the said by-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Subject to section 2, the soil and freehold in those portions of the road allowance known as Holland Avenue, which road allowance was closed by Judge's Order, registered on 25 September, 1990 as Instrument No. 62794, designated as Parts 2, 3, 22, 23, 26, 27, 30, 31, 34 and 35 on Plan 62R-10568 may be offered for sale to the owners of the land abutting to the south, being Adisco Limited, or their successors or assigns.
- (2) Subject to section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as Holland Avenue, designated as Part 6 on Plan 62R-10568 may be offered for sale to the owner of the land abutting to the north, being Dominic Carnicelli, or his successors or assigns.

- (3) Subject to section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as Holland Avenue, designated as Parts 15 and 19 on Plan 62R-10568 may be offered for sale to the owner of the land abutting to the north, being Dominic Carnicelli, in Trust, or his successors or assigns.
 - (4) Subject to section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as Holland Avenue, designated as Part 16 on Plan 62R-10568 may be offered for sale to the owner of the land abutting to the north, being 839891 Ontario Inc., or their successors or assigns.
 - (5) Subject to section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as Holland Avenue, designated as Part 17 on Plan 62R-10568 may be offered for sale to the owner of the land abutting to the north, being Yiannoulla Mouskas, or his/her successors or assigns.
 - (6) Subject to section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as Holland Avenue, designated as Part 18 on Plan 62R-10568 may be offered for sale to the owner of the land abutting to the north, being Adisco Limited, in Trust, or their successors or assigns.
- 2. If the above-mentioned owners of the abutting lands or their successors or assigns do not purchase the said portions of the said stopped-up and closed road allowance known as Holland Avenue within 30 days of the date of passing of this by-law, the sale of the said property may be authorized to any other person as may be approved by a subsequent by-law.
 - 3. This by-law comes into force and effect on the date of its enactment.

PASSED this day of , A.D. 1991.

City Clerk

Mayor

(1989) 20 R.T.E.C. 37, December 12

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91 -

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of sidewalks, curbs and roads on Ridge Street from Chipman Avenue to approximately 57m south, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Regional Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 18 of the 2nd Report of the Transport & Environment Committee on January 29, 1991;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 23 of the 1st Report of the Finance & Administration Committee on January 29, 1991;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did, on the 27th day of March, 1991, issue Order No. E910160 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at a total estimated cost of \$40,530.00 and,
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$17,590.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$40,530.00.

2. The share or portion of the estimated cost of the works in the amount of \$17,590.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$17,590.00;
 - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Regional Engineering is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this day of , A.D. 1991.

City Clerk

Mayor

(1991) 2 R.T.E.C. 18, January 29
 (1991) 1 R.F.A.C. 23, January 29

SCHEDULE "A"

The construction of sidewalks, curbs and roads on Ridge Street from Chipman Avenue to approximately 57m south at the costs not exceeding those set out below:

City's Share	\$ 22,940.00
Owners' Share	<u>17,590.00</u>
TOTAL ESTIMATED COST	<u>\$ 40,530.00</u>
Estimated Cost per metre frontage	\$368.00
Fifteen (15) annual instalments	

BY-LAW NO. 91 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Barclay	Eastbound	Marion
Barclay	Westbound	Cline
Barclay	Eastbound and Westbound	Newton
Barclay	Eastbound and Westbound	Paisley
Agnes	Southbound	Campbell
Cameo	Eastbound	Carmen
Carmen	Eastbound	Cameo
Bevan	Northbound	Dunkirk
Dunkirk	Eastbound and Westbound	Bevan
Rondeau	Southbound	Rexford
Rondeau	Northbound	Ravenbury
Mary	Northbound and Southbound	Macauley
Delancey (north leg)	Westbound	Brigade
Byng	Northbound	Brigade
Brigade	Eastbound and Westbound	Byng
Whitfied	Westbound	Birmingham
Normajeau	Northbound	Rexford
Rexford	Eastbound and Westbound	Normajeau
Picton	Eastbound and Westbound	Catharine".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Dunsmure	South	Ottawa to 357 feet west	Anytime
Braemar	North	Garth to 96 feet east	Anytime
Maplewood	North	Balsam to 66 feet west	Anytime
Maplewood	South	Balsam to 79 feet east	Anytime
Dunsmure	North	Ottawa to 60 feet west	Anytime".

and by deleting therefrom the following item, namely:-

"Dunsmure	Both	Ottawa to 60 ft. westerly	Anytime".
-----------	------	---------------------------	-----------

3. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"East 38th	West	25 feet	295 feet south of Fennell	7:00 a.m. to 6:00 p.m. Monday to Saturday
East 22nd	East	25 feet	321 feet north of Fennell	Anytime".

and by deleting therefrom the following item, namely:-

"East 22nd	West	25 feet	321 feet south of Fennell	Anytime".
------------	------	---------	---------------------------	-----------

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

BY-LAW NO. 91 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 25 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following sub-section, namely:-

*21. Three Hour Limit, between the hours of 9 o'clock in the forenoon and 5 o'clock in the afternoon on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Crockett	Both	East 33rd to East 34th

2. **Schedule 25A (Parking Time Limits)** is hereby amended:

a) by adding to **Section 5 (One Hour Limit)** the following items, namely:-

*Nicklaus Colbourne	West South	Albright to St. Andrews Bay to Park".
------------------------	---------------	--

b) by adding to **Section 26 (One Hour Limit)** the following items, namely:-

*Devonport Devonport	West East	Tom to York commencing at a point 171 feet south of York to Tom"
-------------------------	--------------	--

and by deleting therefrom the following item, namely:-

*Devonport	Both	Tom to York".
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c) by adding thereto the following sub-section, namely:-

*28. One Hour Limit between the hours of 6 o'clock in the forenoon and 6 o'clock in the afternoon on the following streets or parts of streets, excepting such parts of some where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Ashley	West	Century to 135 feet north".

d) by adding to **Section 21 (Two Hour Limit)** the following item, namely:-

*East 11th	Both	Concession to Mountville".
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3. **Schedule 25B (Parking Time Limits)** is hereby amended by adding to **Section 4 (One Hour Limit)** the following item, namely:-

*William	Both	Barton to Birge"
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and by deleting from **Section 1 (Three Hour Limit)** the following item, namely:-

*Nicklaus	West	Albright to St. Andrews".
-----------	------	---------------------------

4. **Schedule 26 (No Parking Areas)** is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

"East 38th Sanders Rennie	West South South	Fennell to 104 feet south Cottrill to 55 feet west commencing at a point 24 feet west of the west curb line of Tate to a point 204 feet easterly therefrom West 32nd to West 34th
Bendamere	South	

and by deleting therefrom the following items, namely:-

"Sanders King William	South North	Cottrill to 75 feet west From 96 ft. east of John to Catharine".
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5. **Schedule 24 (Parking Meter Locations)** is hereby amended by adding to **Section 3(b)(One Hour Limit)** the following item, namely:-

"King William	North	John to Catharine".
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6. **Schedule 27 (Alternate Side Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Dunsmure King to Ottawa	North	South"
-----------------------------	-------	--------

and by adding thereto the following item, namely:-

"Dunsmure King to Grosvenor	North	South".
--------------------------------	-------	---------

7. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"Grant	East	commencing at a point 99 feet south of Delaware to a point 22 feet southerly therefrom	Anytime
Picton	South	commencing at a point 70 feet east of Ferguson to a point 19 feet easterly therefrom	Anytime
East 27th	West	commencing at a point 31 feet north of Mohawk to a point 20 feet northerly therefrom	Anytime
East 27th	East	commencing at a point 30 feet north of Mohawk to a point 19 feet northerly therefrom	Anytime
Colbourne	North	Park to Bay	Anytime".

and by deleting therefrom the following item, namely:-

"Colbourne	Both	Park to Bay	Anytime".
------------	------	-------------	-----------

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE WEST SIDE OF LOCKE STREET SOUTH
FROM MUNICIPAL NUMBERS 18 TO 64 LOCKE STREET SOUTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,
 - (a) Section 4.(3)(b) of By-law No. 6593 shall not apply;
 - (b) notwithstanding Section 10(3)(i) and 18(3)(iii) of By-law No. 6593, a front yard having a depth of not less than 2.5 m and not more than 3.0 m shall be provided and maintained;
 - (c) vehicular access to or egress from Locke Street South, shall be prohibited.
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1219.
4. Sheet No. W-12 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1219.
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

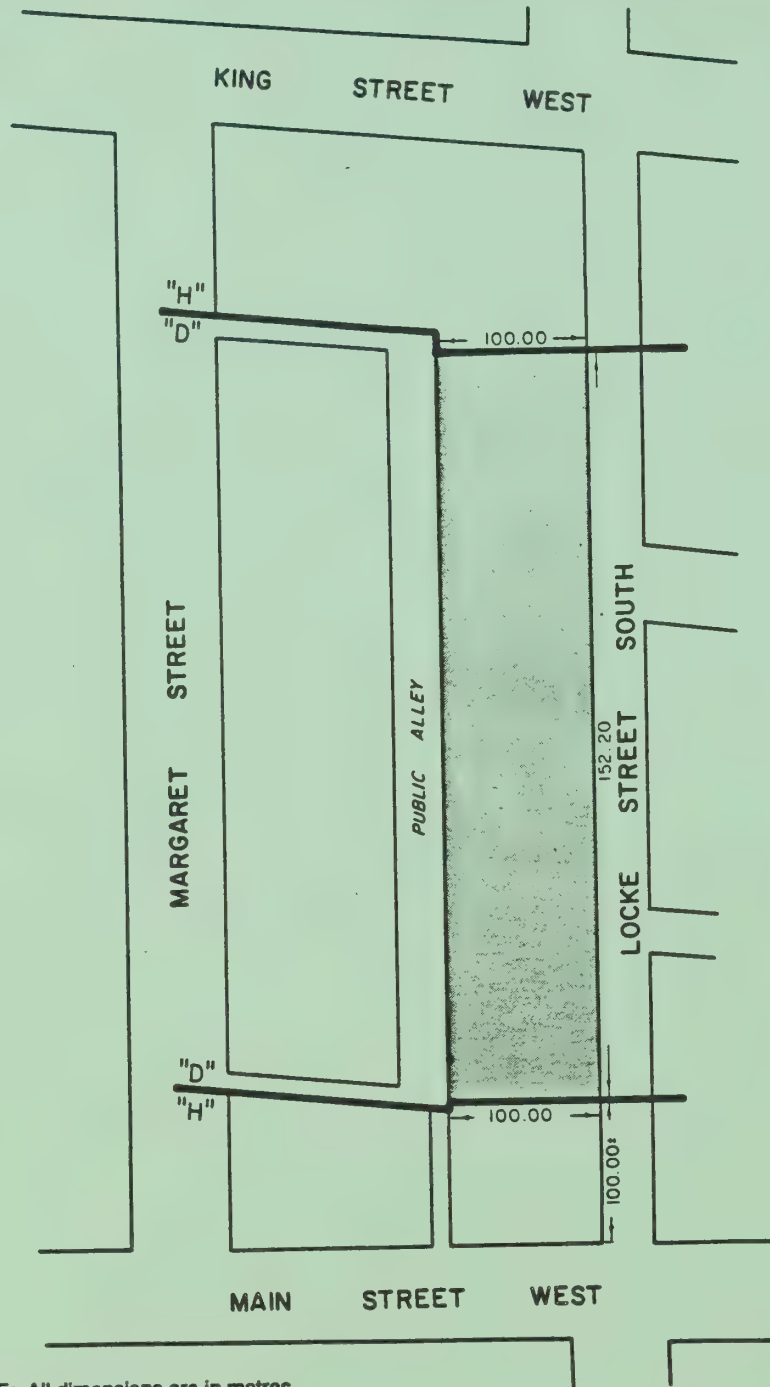
PASSED this

day of

A.D. 1991.

City Clerk

Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 91-.....

North



Scale
NOT TO SCALE

Reference File No.
C.I. 90-H

Date
APRIL, 1991

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1285 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-49B and E-49C of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 1, and
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) Section 10E(2)(a)3. of By-law No. 6593 shall not apply;
- (b) a landscaped area of not less than 3.0 m in width shall be provided and maintained along the entire northerly and easterly property lines;
- (c) a visual barrier of not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire northerly and easterly property lines.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1229.

5. Sheets No. E-49B and E-49C of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1229.

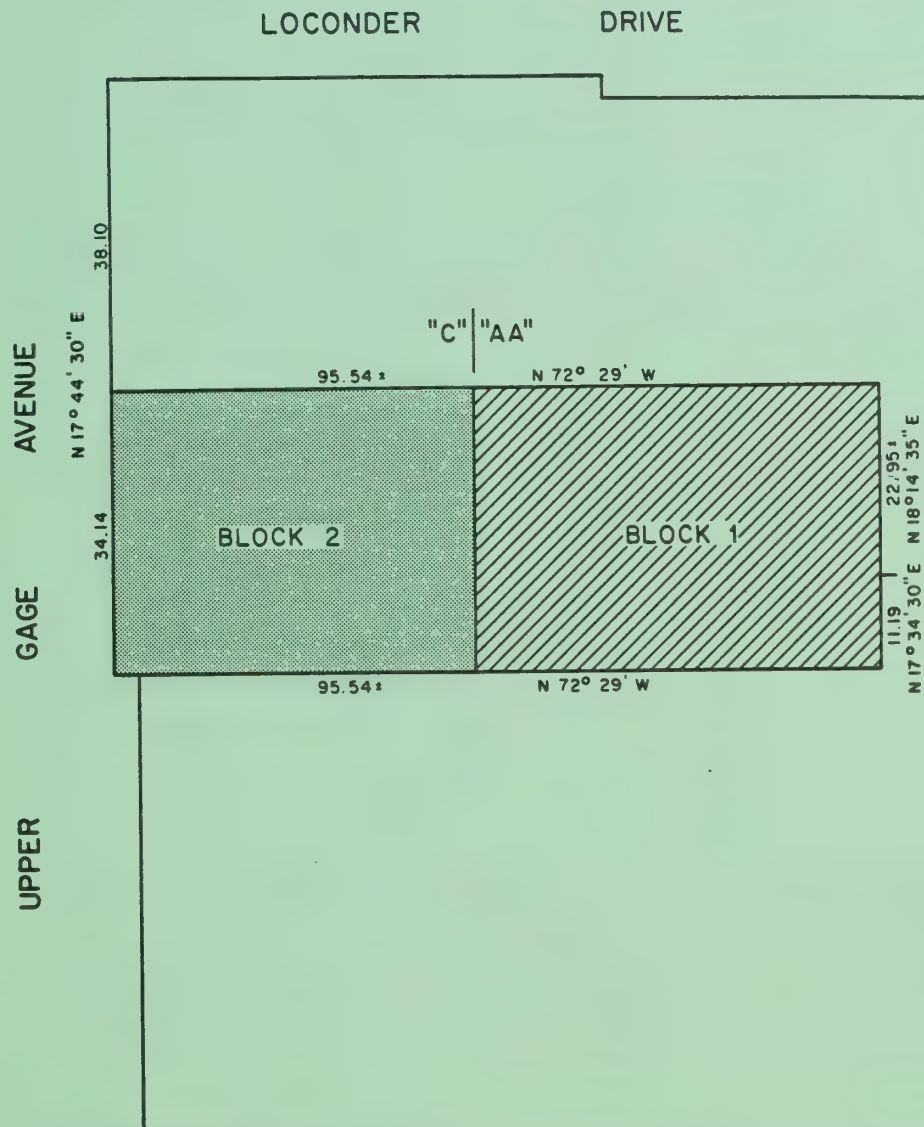
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1991.

City Clerk

Mayor

(1991) 8 R.P.D.C. 8, May 14
Arthur Boiago, Owner
ZA-91-03



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
 Passed the day of, 1991.

.....
 Clerk

.....
 Mayor

City of Hamilton

Schedule A

Map Forming Part of
 By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

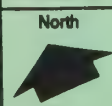
Changes in zoning from:



"AA"(Agricultural) District to "RT-20"
 (Townhouse-Maisonette) District, Modified.



"C"(Urban Protected Residential, etc.) District to
 "RT-20"(Townhouse-Maisonette) District, Modified.



Scale
 NOT TO SCALE

Reference File No.
 ZA 91-03

Date
 MAY, 1991

Drawn By
 L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 90-141

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 25 REDMOND DRIVE
AND 549 STONE CHURCH ROAD EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 90-141 on the 8th day of May 1990 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "G-4" District, in respect of the lands located at Municipal Nos. 25 Redmond Drive and 549 Stone Church Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 9 of the 8th Report of the Planning and Development Committee at its meeting held on the 14th day of May 1991, recommended that Zoning By-law No. 6593, as amended by By-law No. 90-141 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G-4" (Designed Neighbourhood Shopping Centre) District provisions, as contained in Section 13D of Zoning By-law No. 6593, as amended by By-law No. 90-141, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the following special requirements that,

- (a) Section 3.(b)1. of By-law No. 90-141 is deleted and the subsequent subclause is renumbered accordingly;

- (b) Section 3.(c) of By-law No. 90-141 is deleted in its entirety and the following substituted in lieu thereof:

"notwithstanding Section 13D(1)B(iv) of Zoning By-law No. 6593, only one restaurant having a maximum gross floor area of 205 m² without any dancing or other entertainment except music shall be permitted;"

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-4" District provisions, subject to the special requirements referred to in section 3 of By-law No. 90-141 and section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1166a.

4. Sheet No. E-27C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1166a.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

day of

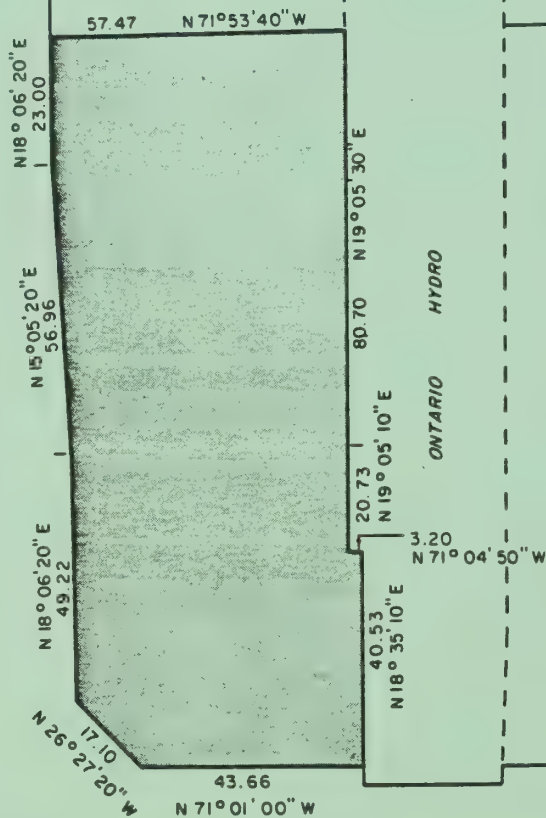
A.D. 1991.

City Clerk

Mayor

(1991) 8 R.P.D.C. 9, May 14
Hamilton General Homes, Owner
ZA-91-09

REDMOND DRIVE



STONE CHURCH ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 91-.....



North

Scale
NOT TO SCALE

Date
MAY, 1991

Reference File No.
ZA 91-09

Drawn By
LB.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED NORTH OF BRENDA STREET, IN THE AREA EAST OF ELEANOR AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

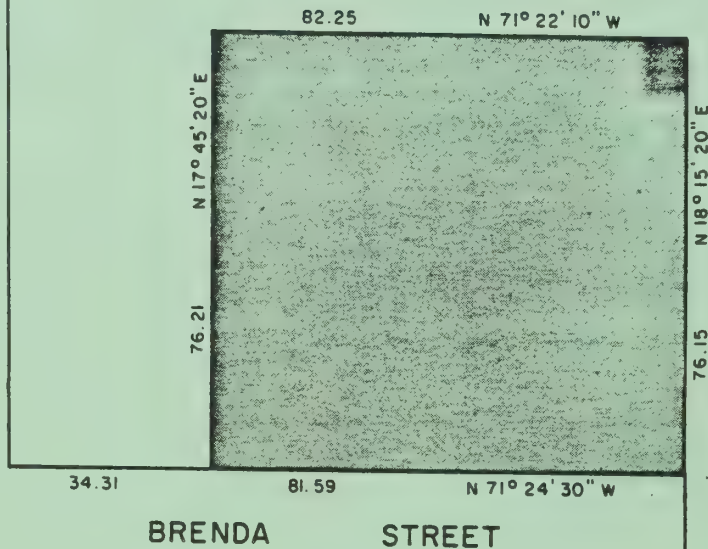
PASSED this day of A.D. 1991.

City Clerk

Mayor

(1991) 9 R.P.D.C. 13, May 28
Steinnagel Construction,, Owner
ZA-89-103

ELEANOR AVENUE



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA"(Agricultural) District to "C"(Urban
Protected Residential, etc.) District.

North



Scale
NOT TO SCALE

Date
MAY, 1991

Reference File No.
ZA 89-103

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

By-law No. 81-217

Respecting:

RETENTION OF HUMAN RESOURCE DEPARTMENT RECORDS

WHEREAS By-law No. 81-217, passed on the 28th. day of July, 1981, authorized the destruction of documents in certain departments according to specified retention periods in accordance with section 249 of The Municipal Act, R.S.O. 1970, Chapter 284, (now section 116 of The Municipal Act, R.S.O. 1980, Chapter 302);

AND WHEREAS it is desirable to provide for the destruction of records of the Human Resource Department upon the completion of specified retention periods.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 3 of By-law No. 81-217 is amended by adding to the list of schedule numbers and City Departments in Table 1, "14 Human Resource Department".
2. Schedule 14 annexed hereto and forming part of this by-law, is annexed to and forms part of By-law No. 81-217.

PASSED this day of A.D. 1991.

City Clerk

Mayor

Approved by MacGillivray & Co.,
the Auditors of The Corporation
of the City of Hamilton,
Municipal Licence No. 4562.

DATED at the City of Hamilton,

this day of ,
1991.

RECORDS RETENTION AND DESTRUCTION SCHEDULE FOR HUMAN RESOURCES

Records Series (and Description)	Retention
<u>Personnel Services Division</u>	
General Correspondence/ Administrative Records	7 yrs (A)
Applications for Employment	3 mos. (current) 2 yrs (after expiry)
Budget Records (paper files & MSA)	7 yrs
Committee/Council Minutes & Agendas (copies only -- Clerk's have originals)	1 yr
Employee Files - Active (paper & MSA/Attendance System)	n/a (while employed)
Employee Files - Terminated (paper, fiche & MSA/Attendance)	50 yrs (after termination date)
Employee Records - Library (source documents re payroll transactions for library staff; Library keeps the permanent employee file)	7 yrs
Exit Interview Records	7 yrs
Job Competition Files/Personnel Requisitions (incl. Fire Recruitment Records as a Job Competition File)	10 yrs
Personnel, Payroll, Benefit Records (MSA daily's, OT reports, all computer reports)	7 yrs
Rate Increase Records (ann. incr., contract incr. - part of employee's history)	50 yrs
Staff Complement Records (Call # books, vacancy binders, Org Plus, summary reports)	10 yrs

Records Series (and Description)	Retention
<u>Labour Relations Division</u>	
General Correspondence/ Administrative Records	7 yrs
Attendance Control Computer Reports (weekly's, monthly's, LTD, costing, chronic, etc.)	7 yrs
Central Attendance Recording System (absence reports - paper & fiche, computer system)	50 yrs (after termination date)
Collective Bargaining Records (negotiation files, excluding contracts - Clerk's have originals)	7 yrs
Employer Initiated Health Care Records (pre-placement medicals: Fire, Red Hill; aquatic staff medicals; cholinesterase testing. Fit/not fit details, etc. put in employee files)	7 yrs
Ergonomic Equipment Records	7 yrs
Fair Wage Contracts and Complaints	7 yrs
Grievance Files	7 yrs (A)
Health and Safety General Records (MSDS, WHMIS, accident investigation records & stats)	10 yrs (A)
Health and Safety Inspection Reports	10 yrs (A)
LTD Records	7 yrs (after claim denied or terminated)

Records Series (and Description)	Retention
Rehabilitation Records (temp. modified work records on employees; employee medical rehab records)	50 yrs (after termination date)
WCB Records/Accident Reports	15 yrs (after claim filed)
<u>Wage and Salary Division</u>	
General Correspondence/ Administrative Records	7 yrs
Employment Equity Records (incl. tracking forms and call file stats)	2 yrs
Employee Training & Development Records (courses taken by individual employee names)	50 yrs (after termination date)
Employee Training & Development Courses	5 yrs (A)
Harassment Investigation Statistics	10 yrs (A)
Harassment Investigation Case Files	10 yrs
Job Descriptions	7 yrs
Job Evaluation Records (incl. factor charts & ladders, all job ratings not just Pay Equity)	20 yrs
Salary Information (schedule A's)	5 yrs

Records Series (and Description)

Retention

Special

Performance Management
Consultation Records

10 years
(after termination date)

BY-LAW NO. 91 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF JUNE A.D., 1991.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of A.D. 1991

CITY CLERK

MAYOR

URBAN MUNICIPAL
CA4 ON HBL A05
1991



CITY CLERK

J.J. SCHATZ
DEPUTY CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

TEL: 546-2700
FAX: 546-2095

**MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, July 30, 1991
7:30 o'clock p.m.
Council Chambers, City Hall**

AGENDA

1. Opening Prayer

Pastor Stan Reeder
First Church of the Nazarene

2. Presentations

- (a) Certificate of Recognition to George Evans
- (b) Certificate of Congratulations to Gwynneth Cook

3. Announcement

Hamilton Gallery of Distinction

4. Minutes

June 25, 1991

5. Petitions and Correspondence

6. Reports of the Standing Committees

- (a) Transport and Environment Committee
- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (d) Information Systems Committee
- (f) Report of His Worship Mayor Robert M. Morrow
- (h) Finance and Administration Committee

7. Notices of Motion for Next Meeting

8. First Reading of the Bills

9. Second Reading of the Bills - Committee of the Whole

10. Third Reading of the Bills

11. Question Period

12. Adjournment

M I N U T E S

June 25, 1991

Hamilton City Council
June 25, 1991
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met.

Present: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray,
Ross.

Absent: Mayor R. M. Morrow. - Civic Business

Alderman Merling, Acting Mayor called the meeting to order.

* * * * *

Reverend Charles Stirling, Church of St. Bartholomew led the Council in prayer.

* * * * *

The following presentations were made:

The Acting Mayor presented a certificate to Mr. Dave Andrews, President and Marg Koropatnicki, Vice-President of the Rosedale Community Council in recognition of their 40th Anniversary.

* * * * *

The Acting Mayor presented a Certificate of Appreciation to the Cheerleading Team of Westmount Secondary School for being first place winners of the Hamilton Cheerleading Competitions for three years in a row.

* * * * *

The Acting Mayor presented civic awards to the Hamilton Transway Basketball Team (10 and 11 year old girls) who won the Seneca Falls International Championship in New York; the Waterford International Championship in Michigan; the Ontario Championships in Sarnia; the Terrebonne Invitational in Quebec; the Brookwood Invitational in Quebec; and, the Hamilton Winterfest Invitational.

* * * * *

June 25, 1991

The Acting Mayor and Mr. L. Fenyvesi of the Human Resources Centre presented Safety Quiz Awards to the following employees: Betty Carter - City Clerk's Department, Brad Fleming - Forestry, Public Works Department, Donald Johnston - Ferguson Yard, Public Works Department, Marsha Josling - Fleet Services, Public Works Department, Gerard Melia, Station #9, Fire Department, Richard Oshaneck, Fleet Services, Public Works Department, Chris Van Berkel - Traffic Department, Joe Gerrior - Central Utilities Plant, Debora Miscioni - Building Department, Wayne Murphy - Central Utilities Plant.

* * * * *

The minutes of the meeting held May 28, 1991 were taken as read and approved.

* * * * *

CORRESPONDENCE:

1. Letter dated May 27, 1991 from the Corporation of the City of Cambridge respecting a resolution regarding the Ontario Labour Relations Act Reform.

Referred to the Finance and Administration Comm.

2. Letter dated June 4, 1991 from the City of Toronto respecting a resolution regarding the Provincial Government removing the Oath of Allegiance to the Crown for all police officers in the Province of Ontario.

Referred to the Finance and Administration Comm.

3. Application dated June 6, 1991 from Sirjeet Chima and Mohinder Chima, 125 Bluebell Crescent, Ancaster, Ontario for a modification to the "L-mr'2" (Planned Development - Multiple Residential) District for 203 Rebecca St., Hamilton, Ontario.

Received.

4. Application dated June 11, 1991 from Frank Toth, Tony DiFranco and Angelo Coca, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) to "C" (Urban Protected Residential, etc.) District and "R-4" (Small Lot Single Family Detached) District for properties at Nos. 478 and 488 Rymal Road East, Hamilton, Ontario.

Received.

* * * * *

June 25, 1991

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Information Systems Committee, the Licensing Committee, and the Finance and Administration Committee, with Alderman Lombardo in the chair.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. - 16.

NAYS: 0.

CARRIED.

* * * * *

TRANSPORT AND ENVIRONMENT COMMITTEE - NINTH REPORT

Section 25 Removal of Crossing Guards

It was moved by Alderman Agro and seconded by Alderman Gallagher that section 25 of the Ninth Report of the Transport and Environment Committee be amended by deleting sub-section (e) in its entirety and substituting in lieu thereof the following:

(e) That this expenditure be financed from the Contingency Fund.

CARRIED.

* * * * *

Section 27 City Traffic By-law 89-72 - To provide offence and penalty sections for approximately 60 moving regulations

Recorded Vote:

YEAS: Aldermen Cooke, Kiss, McCulloch, Hinkley, Drury, Copps, Wilson, Lombardo, Formosi, Jackson, Merling, Murray, Ross. -13.

NAYS: Alderman Agro, Agostino. -2.

CARRIED.

* * * * *

June 25, 1991

It was moved by Alderman Merling and seconded by Alderman Murray that Rule No. 8 of the Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit the introduction of a Bill respecting Canadian Pacific Train Whistling Prohibition at the grade crossing at Greenhill Avenue. **CARRIED.**

It was moved by Alderman Merling and seconded by Alderman Murray that the following be added as Sub-Section (j) of Section 33 of the Ninth Report of the Transport and Environment Committee

(j) Bill A-48: A By-law to Prohibit Canadian Pacific Limited from Train Whistling at Mileage 51.90 Fort Erie Subdivision. **CARRIED.**

* * * * *

PARKS AND RECREATION COMMITTEE - THIRTEENTH REPORT

Section 5 Permission to sell alcoholic beverages in Mohawk Sports Park Clubhouse - Hamilton Hornets Rugby Football Club Inc.

Recorded Vote:

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Murray, Ross. -14.

NAYS: Alderman Jackson. -1. **CARRIED.**

* * * * *

Section 6 Permission to sell beer - Brian Timmis Stadium - Hamilton Steelers Soccer Club.

Recorded Vote:

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Murray, Ross. -14.

NAYS: Alderman Jackson. -1. **CARRIED.**

* * * * *

June 25, 1991

Section 7 Permission to sell beer and food - King's Forest Park - Slo-Pitch Tournament

Recorded Vote:

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Murray, Ross. -14.

NAYS: Alderman Jackson. -1. **CARRIED.**

✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿ ✿

Section 8 Permission to sell beer - Globe Park - Slo-Pitch Tournament

Recorded Vote:

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Murray, Ross. -14.

NAYS: Alderman Jackson. -1. **CARRIED.**

✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱

Section 9 Permission to sell beer - Globe Park - Parents Without Partners - Baseball Tournament

Recorded Vote:

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Murray, Ross. -14.

NAYS: Alderman Jackson. -1. **CARRIED.**

✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱ ✱

June 25, 1991

Section 10 Permission to sell beer - Globe Park - Baseball Tournament - Hamilton-Wentworth Police Association

Recorded Vote:

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Merling, Murray, Ross. -14.

NAYS: Alderman Jackson. -1. **CARRIED.**

* * * * *

It was moved by Alderman Murray and seconded by Alderman Ross that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council to permit consideration of a resolution regarding an addition to and renovations of the Gage Park Staff Facilities.

CARRIED.

It was moved by Alderman Murray and seconded by Alderman Ross that the following be added to the Thirteenth Report of the Parks and Recreation Committee as Section 21:

21. (a) That a purchase order be issued to Mr. Frank Bufalino & Sons Construction Ltd., St. Catharines, Ontario, in the amount of \$401,250.00 for the addition to and renovations of Gage Park Staff Facilities.

(b) That a contract be entered into satisfactory to the City Solicitor. **CARRIED.**

* * * * *

PLANNING AND DEVELOPMENT COMMITTEE - TENTH REPORT

Section 11 Loan to Mr. Don Warrenner, The Custom House - 51 Stuart Street

Recorded vote:

YEAS: Aldermen Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -14.

NAYS: Aldermen Cooke, Kiss. -2. **CARRIED.**

* * * * *

Section 21 (b) ii (i) Housing Intensification Strategy - Residential Conversions

Recorded vote:

YEAS: Aldermen Cooke, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Kiss. -1.

CARRIED.

* * * * *

It was moved by Alderman Merling and seconded by Alderman Murray that Rule No. 8 of Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to introduce a Bill respecting property at Municipal Nos. 829, 837, 845 and 867 Rymal Road East.

CARRIED.

It was moved by Alderman Merling and seconded by Alderman Murray that the following be added to Section 23 of the Tenth Report for 1991 of the Planning and Development Committee:

Bill No. C-49: A By-law to Amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 829, 837, 845 and 867 Rymal Road East.

CARRIED.

* * * * *

INFORMATION SYSTEMS COMMITTEE - THIRD REPORT

* * * * *

CITY OF HAMILTON LICENSING COMMITTEE - SIXTH REPORT

* * * * *

FINANCE & ADMINISTRATION COMMITTEE - TWELFTH REPORT

Section 37 Funding - 1991 Canadian Parking Association 7th Annual Conference

Alderman Hinkley declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Hinkley's wife's firm may be assisting in making arrangements for this Conference.

June 25, 1991

* * * * *

Section 40 Request to initiate rezoning of property at 1100 Limeridge Rd. E.

Recorded vote:

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -15.

NAYS: Alderman Agostino. -1. **CARRIED.**

* * * * *

Section 43 Grant - Wesley Urban Ministries

Recorded vote:

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Wilson, Agostino, Formosi, Jackson. -9.

NAYS: Aldermen McCulloch, Copps, Lombardo, Merling, Gallagher, Murray, Ross. -7. **CARRIED.**

* * * * *

Section 50 Resolution - Richmond Hill re: Municipal Government Restructuring

It was moved by Alderman Murray and seconded by Alderman Ross that section 50 of the Twelfth Report of the Finance and Administration Committee be amended by deleting the word "received" in the second sentence of the first paragraph and substituting in lieu thereof the word "endorsed". **CARRIED.**

* * * * *

FINANCE & ADMINISTRATION COMMITTEE - THIRTEENTH REPORT

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman J. Gallagher be appointed Acting Mayor for the month of July, 1991. **CARRIED.**

* * * * *

June 25, 1991

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Information Systems Committee, the Licensing Committee, the Finance and Administration Committee and resolutions be adopted.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: -0.

CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46, A-47, A-48.
C-45, C-46, C-47, C-48, C-49.
H-31, H-32.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0.

CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Lombardo in the chair. (second reading)

A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46, A-47, A-48.
C-45, C-46, C-47, C-48, C-49.
H-31, H-32.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. -16.

NAYS: 0.

CARRIED.

June 25, 1991

* * * * *

Consideration of the Bills (second reading).

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46, A-47, A-48.
C-45, C-46, C-47, C-48, C-49.
H-31, H-32.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. - 16.

NAYS: 0.

CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-39, A-40, A-41, A-42, A-43, A-44, A-45, A-46, A-47, A-48.
C-45, C-46, C-47, C-48, C-49.
H-31, H-32.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Wilson, Agostino, Lombardo, Formosi, Jackson, Merling, Gallagher, Murray, Ross. - 16.

NAYS: 0.

CARRIED.

* * * * *

City Council then adjourned at 9:35 o'clock p.m.

* * * * *

CORRESPONDENCE

1. Letter dated July 17, 1991 from the Regional Municipality of Hamilton-Wentworth
Re: Placing of a question respecting Sunday Shopping on the ballot in the 1991 Municipal Election.

Recommendation: **Be Referred to the Finance and Administration Committee.**

2. Resolution dated June 25, 1991 from the City of Kitchener respecting proposed amendments to the Ontario Labour Relations Act.

Recommendation: **Be Referred to the Finance and Administration Committee.**

3. Resolution dated June 26, 1991 from the City of Toronto respecting "Zero Discharge Statement of Principles".

Recommendation: **Be Referred to the Region Municipality of Hamilton-Wentworth.**

4. Resolution dated June 28, 1991 from the Regional Municipality of Waterloo respecting the Development Charges Act.

Recommendation: **Be Referred to the Finance and Administration Committee.**

5. Resolution dated June 20, 1991 from the City of Oshawa regarding financial support for the continuation of the Rolling Thunder Theatre Group.

Recommendation: **Be Referred to the Finance and Administration Committee.**

6. Resolution dated June 21, 1991 from the City of Niagara Falls regarding Licensed Lottery Operations.

Recommendation: **Be Referred to the Finance and Administration Committee.**

7. Resolution dated July 17, 1991 from the City of Nepean pertaining to the calling of a Royal Commission of Inquiry into the circumstances surrounding the Air India tragedy.

Recommendation:

Be Referred to the Finance and Administration Committee.

8. Letter dated July 9, 1991 from Alderman M. Kiss and petition dated July 4, 1991 opposing the construction of a parking lot at Churchill Park (previously distributed).

Recommendation:

Be Received.

9. Petition dated July 24, 1991 from "The Business People of James Street North respecting the Jamesville B.I.A. (previously distributed).

Recommendation:

Be Referred to the Planning and Development Committee.

10. Letter dated July 11, 1991 from J. Henderson Nurre, Chairman, Cari-Can Festival respecting the decision not to fund the 1991 Canadian Caribbean Festival of Hamilton Committee. (previously distributed).

Recommendation:

Be Received.

11. Application dated June 24, 1991 from Tyka Investment Limited, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "RT-30" (Street-Townhouse) District and "C" (Urban Protected Residential etc.) District for 1158 Upper Wentworth Street, Hamilton, Ontario.

Recommendation:

Be Received.

12. Application dated June 27, 1991 from Henry A. Hader, Hamilton, Ontario for a modification to the "C" (Urban Protected Residential, etc.) District for 161 Delaware Avenue, Hamilton, Ontario.

Recommendation:

Be Received.

13. Application dated June 28, 1991 from Hamcon Co-operative Housing Services, Hamilton, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "CR-2" (Commercial-Residential) District for 145 MacNab Street North, Hamilton, Ontario.

Recommendation:

Be Received.

14. Application dated June 28, 1991 from Catherine Marie Healey (Healey Hair Design), Hamilton, Ontario for a modification to the "C" (Urban Protected Residential, etc.) District for 126 Lilacside Drive, Hamilton, Ontario.

Recommendation:

Be Received.

15. Application dated July 8, 1991 from James and Mary Mikles, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for 1062 and 1088 Upper Paradise Road, Hamilton, Ontario.

Recommendation:

Be Received.

16. Application dated July 8, 1991 from Christopher Pies Inc., Hamilton, Ontario for a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial, etc.) District for 27 Rymal Road West, Hamilton, Ontario.

Recommendation:

Be Received.

17. Application dated July 19, 1991 from the Hamilton Region Conservation Authority for a modification to the "AA" (Agricultural) District regulations for land municipally known as No. 100 Confederation Drive, Hamilton, Ontario.

Recommendation:

Be Received.

18. Letter dated June 28, 1991 from Mr. K. E. Avery, City Clerk respecting an objection to By-law No. 91-99 respecting 172 Sanford Avenue South.

Recommendation:

No Action.

19. Letter dated June 28, 1991 from Mr. K. E. Avery, City Clerk respecting an objection to By-law No. 91-101 respecting property at 126, 128, 130, 132, 134 and 136 Young Street.

Recommendation:

No Action.

20. Letter dated June 28, 1991 from Mr. K. E. Avery, City Clerk respecting an objection to By-law No. 91-104 respecting property at 70 West Avenue South.

Recommendation:

No Action.



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Office of the Clerk
119 King Street West, 15th floor
Hamilton, Ontario

Tel. (416) 546-4154
Fax (416) 546-2546

RECEIVED

1

ss:
rio
/9

July 17, 1991

Refer to File No.
Attention of
Your file No.

Mr. Keith Avery, Clerk
City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8P 1H4

Dear Mr. Avery:

Regional Council at its meeting held Tuesday, July 16, 1991, approved Item 3 of the Legislation and Reception Committee Report 6-91, as follows:

- a) That the question of Sunday Shopping, to be placed on the 1991 Municipal Election Ballots, be as follows:

"Are you in favour of Sunday and Holiday Shopping?"

Yes _____ No _____

- b) That the Province of Ontario be requested to ask all Ontario Municipalities to endorse a similar question on their respective ballots in 1991.

Yours truly,

Mary Gallagher
K. Pidsadny
Legislative Co-ordinator

KP/ka

c.c. Mr. Eric Adams, President - Adams Warehouse Burlington Ltd.

RECEIVED

JUN 25 1991

CITY CLERKS

City of K
EX INDUSTRIA

2.

R.W. PRITCHARD, A.M.C.T., C.M.C.
COMMISSIONER OF GENERAL SERVICES
AND CITY CLERK

City Hall, P.O. Box 1118
22 Frederick Street
Kitchener, Ontario
Canada, N2G 4G7
(519) 741-2280

June 25, 1991

**Ontario Municipalities with
Population of 50,000 or more**

Dear Sir/Madam:

This is to inform you that the Council of the Corporation of the City of Kitchener at its regular meeting held on Monday, June 24, 1991 passed the following resolution, namely:

"WHEREAS the Ontario Government has received the report of the Labour Relations Act Reform Committee, and,

WHEREAS the Labour Relations Reform Committee report includes a number of recommendations to amend the Labour Relations Act, and,

WHEREAS the proposed changes to the Labour Relations Act have potentially far reaching effects on Union/Management relationships including those in the municipal public sector, and,

WHEREAS the proposed Employee Wage Protection Program under the Employment Standards Act has the potential of further eroding the ability of employees to compete in the marketplace,

THEREFORE BE IT RESOLVED that the City of Kitchener hereby requests the Province of Ontario to undertake a broad consultation process with all potentially affected parties prior to the introduction of any legislation to amend the Ontario Labour Relations Act and to implement the Employee Wage Protection Program, and further,

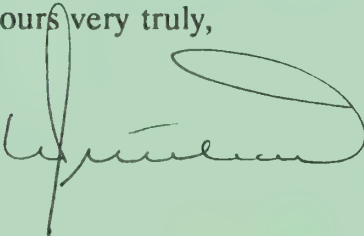
June 25, 1991

2

That Council hereby directs that a copy of this resolution be circulated to all municipalities in the Province of Ontario with a population of 50,000 or more, to the Premier of the Province, the Minister of Labour, Mr. W.A. Ferguson, M.P.P., Mr. Mike Cooper, M.P.P. and to the Association of Municipalities of Ontario."

Please present the above resolution to your Council and inform me of the action taken at that time.

Yours very truly,

A handwritten signature in dark ink, appearing to read 'R. W. Pritchard', with a large, sweeping loop at the end.

R.W. Pritchard
Commissioner of General Services &
City Clerk

:pm



City of Toronto

Department of the City Clerk
City Hall
Toronto, Ontario
Canada M5H 2N2

Telephone: (416) 392-7020
Fax: (416) 392-6990
TDD: (416) 392-7354

RE

3.

Barbara G. Caplan
City Clerk
Sydney K. Baxter
Deputy City Clerk

CITY CLERKS

Reply to: Marbeth Greer, 392-7025

Please refer to: 91h1th 7-9

June 26, 1991

At its meeting held on June 17 and 18, 1991, City Council gave consideration to the attached Clause 9, contained in Report No. 7 of the Board of Health, entitled "Zero Discharge Statement of Principles".

In addition to endorsing the resolution contained in the Clause, Council also requested that:

1. the report requested of the Committee of Heads be submitted to the Board of Health and the City Services Committee for submission to the second meeting of the new Council;
2. the Commissioner of Public Works and the Environment provide an updated report, at his convenience, on the conclusion of the Eastern beaches project and the second detention tank facility;
3. the Medical Officer of Health report to the Board of Health on the cost of the proposed Hazardous Waste Minimization Program; and

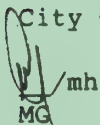
June 26, 1991

4. Council's action be forwarded to the A.M.O., F.C.M., and municipalities in Ontario with a population over 50,000.

Yours truly,



City Clerk



/mh
MG

Encl.

Mr. James W. Knight, Executive Director, Federation of Canadian
Municipalities, 24 Clarence Street, 2nd Floor, Ottawa, K1W 5P3
Ms. Kathleen Hunter, Executive Director, Association of Municipalities
of Ontario, 100 University Avenue, Suite 805, Toronto, M5J 1V6
Municipal Clerks of Ontario
Mr. Art Stevenson, Chair, Committee of Heads
Commissioner of Public Works and the Environment

c.c. All Interested Persons

CITY OF TORONTO
DEPARTMENT OF THE
CITY CLERK

CLAUSE EMBODIED IN REPORT NO. 7 OF THE
BOARD OF HEALTH WHICH WAS AMENDED
ADOPTED BY CITY COUNCIL AT ITS MEETING
HELD ON JUNE 17 AND 18, 1991

.....

9

ZERO DISCHARGE STATEMENT OF PRINCIPLES

The Board of Health endorses the Zero Discharge Resolution and requests Council's endorsement of same:

Whereas, the Great Lakes ecosystem is one of the most important natural resources in North America, supporting a diverse range of life and providing drinking water for 25 million human inhabitants, including the residents of Toronto; and

Whereas, the Great Lakes ecosystem is being poisoned by persistent toxic chemicals that enter the food chain and bioaccumulate in living tissues and, even in very small amounts, can cause birth defects, reproductive failure, immunological disorders, learning and behavioural disorders, cancer, genetic mutations and other health problems; and

Whereas, current regulations fail to protect the environment and human health because they are based on limiting exposure by managing or controlling pollution after it is generated, rather than completely eliminating exposure by preventing the production and use of persistent toxic chemicals in the first place; and

Whereas, the 1978 Great Lakes Water Quality Agreement, signed by Canada and the United States, calls for virtual elimination of persistent toxic substances and endorses zero discharge as the only long-term regulatory strategy for solving the problem of persistent toxic pollution;

Therefore, be it resolved, that City Council endorse the Zero Discharge Statement of Principles, which reads as follows:

Zero Discharge means ending the use, the production and, thus, the disposal of persistent and/or bioaccumulative toxic substances. Organizations and individuals around the Great Lakes/St. Lawrence River Basin have agreed to work together to promote and implement the goal of Zero Discharge as defined in this Statement of Principles. We will do so through campaigns to reformulate industrial processes, to ban the use and/or production of persistent toxic substances and to change regulatory systems.

In 1978, Canada and the United States signed the Great Lakes Water Quality Agreement to protect the Great Lakes/St. Lawrence River Basin. This agreement calls on both societies to virtually eliminate the input of persistent toxic substances into the Great Lakes ecosystem. It goes on to say: "The philosophy adopted for control of inputs of persistent toxic substances shall be zero discharge."

Until recently, both societies have viewed the concept of Zero Discharge as more rhetorical than real. Now, pushed by the strength of the environmental movement of the Great Lakes Basin and by a growing public demand for pollution prevention and toxics use reduction, the

International Joint Commission is beginning public discussion on real steps to achieve the Zero Discharge goal. Responsibility shifts back to the environmental community to create the popular will to move this important process forward.

For us "zero" means zero. Pollution must be prevented before it is generated. Production processes (including agriculture) must be reformulated so that these toxic substances are not used, produced or discharged. "Zero" does not mean reducing discharges beneath some arbitrary level or beneath the level of detection. Zero means none.

The use of the term "discharge" is not limited to a single environmental medium. It applies to all toxic discharges into water, air, landfill, product, etc. Nor can persistent toxics be eliminated by shifting them from one medium to another or by attempting to recycle them after they have been produced.

The Zero Discharge goal applies to more than a small list of the most notorious toxic substances. Unless strong contrary evidence is presented, it applies in all cases where there is good reason to believe the substance itself is a persistent and/or bioaccumulative toxin or when persistent toxins are generated during its production use or disposal.

In our view, at stake is the future health and survivability of wildlife, humans and other life in the ecosystem.

Be it further resolved, that City Council endeavour to implement zero discharge in all of its programs and services impacting on the environment.

The Board of Health has taken the following further action:

- (a) *Referred the Zero Discharge Resolution to the Committee of Heads with the request that the Committee of Heads provide to the Board of Health Environmental Subcommittee a status report on implementation strategies; and that the Environmental Subcommittee report back to the Board of Health and the City Services Committee.*

The Board of Health noted that the Zero Discharge Statement of Principles is consistent with Recommendation 1 in the report (September, 1990) from the Medical Officer of Health, and entitled "The Quality of Drinking Water in Toronto" which was adopted by Council on December 3 and 4, 1990.

- (b) *Requested the Medical Officer of Health to report to the Board of Health on the findings of the study undertaken by Senes Consultants Limited for the Municipality of Metropolitan Toronto on "Waste Incinerator Study".*

The following persons addressed the Board of Health:

- *Jay Palter, Greenpeace, 185 Spadina Avenue, Toronto, M5T 2C5;*
- *Paul Muldoon, Pollution Probe, 12 Madison Avenue, Toronto, M5R 2S1;*
- *Sarah Miller, Canadian Environmental Law Association, 517 College Street, Suite 401, Toronto, M6G 4A2;*
- *Carolyn Black, Pesticide Action League;*
- *Jim Harris;*
- *Aine Suttle, Citizens for a Safe Environment, 765 Queen Street, Toronto, M4M 1H3;*
- *Dalton Shipway, Don River Task Force;*

- *Ed Fortune, Public Advisory Committee for Remedial Action Plan, 1071 Gerrard Street E., Toronto, M4M 1Z9;*
- *Z. Uznanski*

The Board of Health submits the communication (May 6, 1991) from Jay Palter, Greenpeace:

On behalf of thousands of people in the City of Toronto and millions of others residing in the Great Lakes Basin, I am willing to request the Board of Health give consideration and endorsement to the Zero Discharge Statement of Principles.

Zero discharge is a pollution prevention strategy for stopping the production, use and disposal of persistent toxic chemicals. Only by implementing a zero discharge strategy is it possible to eliminate human and wildlife exposure to persistent toxic chemicals.

Today marks the beginning of Great Lakes/Zero Discharge Action Week for dozens of communities in Canada and the United States. Many environmental groups are endorsing the Zero Discharge Statement of Principles, a formal call for the elimination of persistent toxic chemicals which has support from over 100 organizations.

Support for the Zero Discharge Statement of Principles by the Board of Health and Toronto City Council is an important step toward protecting the Great Lakes, the sole source of drinking water for the City. The City of Toronto should consider taking the following steps to implement Zero Discharge:

- Establish a procurement policy for recycled and chlorine-free, unbleached paper products;
- Establish a strategy for eliminating industrial discharges to sewers of persistent toxic substances;
- Eliminate all use, both municipally and commercially, of persistent toxic biocides.

Attached, you will find a resolution for endorsement of the Zero Discharge Statement of Principles by City Council and a current list of supporting groups.

Thank you for your prompt consideration of this request.

(Zero Discharge Resolution for endorsement by Toronto City Council)

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Whereas, the Great Lakes ecosystem is being poisoned by persistent toxic chemicals that enter the food chain and bioaccumulate in living tissues and, even in very small amounts, can cause birth defects, reproductive failure, immunological disorders, learning and behavioural disorders, cancer, genetic mutations and other health problems; and

Whereas, current regulations fail to protect the environment and human health because they are based on limiting exposure by managing or controlling pollution after it is generated, rather than completely eliminating exposure by preventing the production and use of persistent toxic chemicals in the first place; and

Whereas, the 1978 Great Lakes Water Quality Agreement, signed by Canada and the United States, calls for virtual elimination of persistent toxic substances and endorses zero discharge as the only long-term regulatory strategy for solving the problem of persistent toxic pollution.

Therefore be it resolved, that the Toronto City Council endorse the Zero Discharge Statement of Principles, which reads as follows:

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work together to promote and implement the goal of Zero Discharge as defined in this Statement of Principles. We will do so through campaigns to reformulate industrial processes, to ban the use and/or production of persistent toxic substances and to change regulatory systems.

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Until recently, both societies have viewed the concept of Zero Discharge as more rhetorical than real. Now, pushed by the strength of the environmental movement of the Great Lakes Basin and by a growing public demand for pollution prevention and toxics use reduction, the International Joint Commission is beginning public discussion on real steps to achieve the Zero Discharge goal. Responsibility shifts back to the environmental community to create the popular will to move this important process forward.

For us "zero" means zero. Pollution must be prevented before it is generated. Production processes (including agriculture) must be reformulated so that these toxic substances are not used, produced or discharged. "Zero" does not mean reducing discharges beneath some arbitrary level or beneath the level of detection. Zero means none.

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The Zero Discharge goal applies to more than a small list of the most notorious toxic substances. Unless strong contrary evidence is presented, it applies in all cases where there is good reason to believe the substance itself is a persistent and/or bioaccumulative toxin or when persistent toxins are generated during its production use or disposal.

In our view, at stake is the future health and survivability of wildlife, humans and other life in the ecosystem.

Be it further resolved, that the City of Toronto will endeavour to implement zero discharge in all of its programs and services impacting on the environment.

(Common Questions About Zero Discharge)

What is zero discharge?

Zero discharge means a complete end to the production and use of persistent toxic substances.

What are persistent toxic substances?

Persistent toxics are poisons that are biologically active in small quantities and do not easily break down in the environment. Many of them accumulate in the fatty tissues of living things, becoming more concentrated as they work their way up the food chain. Any time that these poisons are produced, used or disposed, some amount enters the environment. One major category of persistent toxics are the organochlorines - chemicals produced when chlorine reacts with organic matter. Examples of these are DDT, PCB's, furans, and the most toxic substance known, dioxin. For the most part, organochlorines are synthetic chemicals that do not occur naturally.

Is it possible to ban persistent toxics?

Maybe it's best if we first look at the alternatives.

We could continue the way we have. Chemicals in the Great Lakes are known to be linked with reproductive failure, birth defects, cancers, behaviour disorders, immune deficiencies and other health problems in wildlife. Toxics are also already affecting humans. New chemicals are being tested and brought into the market faster than their full consequences can be tested. So clearly something needs to be done.

The government regulations used to control toxics have failed. Today over 70,000 chemicals are in use, but less than 1 percent are regulated. The pulp-making process at paper mills creates toxics for which there aren't even names yet.

When dealing with persistent toxics, even the regulations that exist don't work because they falsely assume that the environment can assimilate these poisons in small quantities.

Levels of toxics in the Great Lakes have grown during the period of regulatory control, not declined. The conclusion we draw from this is that trying to regulate is a failure.

That leaves banning for which there is good precedent. DDT use has been banned, and in the U.S., most uses of leaded gasoline are prohibited. In both cases, levels of these poisons in the environment have declined.

But is Zero Discharge really practical?

We cannot ban everything at once, but there are places we can begin. Take chlorine, for example. Chlorine is used in the paper-making process to make paper white. Mixing this chemical with wood pulp forms organochlorines. Dioxin and furans are two examples. But many paper products have no reason to be white - diapers, coffee filters, packaging materials and most writing paper. Where there is good reason to bleach a paper product white, alternatives to chlorine bleaching exist. So this is one toxics source we can eliminate right away.

We can also make Lake Superior a priority. Because of its more remote location, Lake Superior is still relatively pristine. But toxics show up there too. In particular, organochlorine discharges from the paper industry are the lake's biggest direct toxic discharge source. We need a commitment from the U.S. and Canadian governments to make Lake Superior a zero discharge zone as a first step toward achieving a zero discharge policy for the entire Great Lakes ecosystem.

What kind of support do you have?

During the Great Lakes/Zero Discharge Action Week in March, groups across the Great Lakes conducted actions to publicize the goals of zero discharge. There were activities in xx locations. Locally, xx (organizations, legislators, local leaders) support us. There are other positive signs. The International Joint Commission is a binational advisory body on the Great Lakes. In 1990 they recommended that the U.S. and Canada make zero discharge a priority in Lake Superior and they called for a binational strategy for making zero discharge a reality as soon as possible. In September, the IJC will meet in Traverse City, Michigan. We expect U.S. EPA head Reilly, the Canadian Environment Minister, DeCotret as well as state and provincial environment agency heads to be present. These are the agencies responsible and citizens will mobilize to press for action.

Tell me some more about the health effects of toxics in the Great Lakes?

Sixteen Great Lakes wildlife species near the top of the food chain have had reproductive problems or declines in population since 1950. In each case, high concentrations of contaminants have been found in animal tissue. State fish advisories in all of the lakes strongly encourage residents to limit fish consumption because of the dangers contaminants pose to human health. Hundreds of contaminants, including PCB's, dioxins and furans are already present in the tissues and breastmilk of the general population. Developing fetuses are particularly at risk because their bodies can accumulate pollutants at concentrations even greater than those in their mother's bodies.

Have specific problems shown up in humans?

One study showed that mothers who ate Great Lakes fish three times a month bore children who weighed less than average and had smaller than average heads. Subsequent studies found the children grew more slowly and had lower IQs than a control group.

But it's important that people realize that if we wait until problems in humans are obvious, then we have waited too long. The problems in wildlife should serve as an early warning system. The evidence shows we better start moving now.

The Zero Discharge Strategy

There are two strategies society has tried that attempt to deal with the serious problem of persistent toxic inputs into the environment: the regulation strategy and the zero discharge strategy. Only the zero discharge strategy works.

When society decides to actually stop the use and/or the production of a toxic substance, the impact of this poison on our environment decreases. Barry Commoner, in his book: "Making Peace With The Planet," gives some examples:

- After the United States banned many uses of leaded gasoline, airborne lead concentration at national test sights decreased by 92 percent and lead levels in children's blood went down significantly.
- After PCBs were banned, PCB body burdens in fresh water fish decreased by 56 percent and in starlings by 86 percent. The number of humans with relatively high PCB levels in their fatty tissue decreased by 75 percent.
- After DDT use was banned, the average DDT content of brown pelicans in South Caroline decreased by 77 percent and the number of fledglings more than tripled.

The zero discharge strategy means that society bans the use or production of persistent toxic substances. Governments in the U.S. and Canada, however, actively promote another strategy, the regulation strategy. The government gives the polluter a permit that limits the amount of poison it can legally put into the environment and sets up an agency charged with enforcement.

This strategy assumes that the environment has the capacity to "assimilate" toxics and clean itself up. It is based on the view that dilution is a solution to pollution. This assumption is false for those toxic substances that persist in the environment and/or bio-accumulate. When we put even small amounts of these substances into the environment, they do not dilute and go away. They concentrate in living tissues and work their way up the food chain.

Many persistent toxics do not occur naturally and have powerful biological effects even in very small amounts. Most of these substances have been produced in quantity only since World War II. Now, humans and other living things carry these toxic substances in their body tissues causing cancers and serious problems with reproduction, birth defects, immune systems, and behaviour. This problem will continue and grow until we stop producing and using persistent toxics.

When persistent toxics are produced, used or disposed in or near the Great Lakes Basin, they find their way into the water. Because these bodies of water are so large, toxics will stay in the system for hundreds of years. Even after society moves to ban the use and production of toxic substances, they will still remain active and toxic in the Great Lakes for several generations. Recovery will be slow. The longer we delay, the worse the problem and the longer and more severe the suffering the peoples of the Great Lakes/St. Lawrence Basin will endure.

The zero discharge strategy means that for persistent and/or bio-accumulative toxics - all processes that use or produce these substances must be banned and alternative, clean production techniques developed. A system of permits may still be needed in implementing a zero discharge strategy, but the function of the permit changes. Today, the permit issued by government grants the polluter a right to put persistent toxic substances into the environment. Instead, we need to institute a system of "sunset permits" that establish a time table within which society phases out the polluting process.

The permit establishes a sunset date - the date after which a particular production process can no longer produce or use persistent toxic substances. It also establishes dates and goals for intermediate steps along the way to total phaseout.

The zero discharge strategy has been talked about in the Great Lakes Basin for many years - but little progress has been made towards actually implementing this approach. The zero discharge Alliance is an effort by organizations and grass roots activists to build support for the zero discharge strategy within Canadian and U.S. societies.

(Press Release entitled "No Time to Waste" from Greenpeace USA Great Lakes Regional Office)

As one of the forty million custodians of the Great Lakes/St. Lawrence River Basin, you are probably well aware of how your right to clean air and clean water has been eroded. Extremely persistent and bioaccumulative toxic chemicals are building up in the ecosystem and in the bodies of wildlife and humans. These chemicals are foreign to nature - they are foreign to life itself. Consequently, they are not only reducing our ability to reproduce, they are also affecting the physical health and mental functioning of our offspring.

Our reproductive systems are being impacted on a daily basis by toxic pollution. Hundreds of contaminants, including PCBs, dioxins, and furans have been found in the tissues and breastmilk of the general population. Women's awareness of toxic body burden is particularly important because of the transfer of pollutants across the placenta to the developing fetus and through breast milk to the developing child. Newborn infants may accumulate pollutants in their bodies at concentrations even greater than those in their mothers' bodies, despite never having any direct exposures except through the mother. Infants are extraordinarily sensitive to the effects of these chemicals, both before and in the months after birth.

The possible impacts of these chemicals are sobering. Chemical exposure can cause spontaneous abortion, induce physical birth defects, or result in premature birth, decreased birth weight, and decreased skull size at birth. Further, some of the chemicals to which fetuses are exposed in utero can cause subtle, and possibly permanent impairment in the developing nervous system, resulting in deficits in mental, intellectual, and behavioural functioning. For example, human children and rhesus monkeys exposed to extraordinarily low doses of PCBs and dioxins in utero have shown impaired performance on learning, memory, and other cognitive tasks at several years of age; doses in these tests were on the same order as the amounts to which women and children are routinely exposed. Dioxin-exposed rhesus monkeys showed behavioural abnormalities as well, including altered relationships with their mothers and increased aggression in peer groups.

Exposure to toxics takes place through a number of avenues including inhalation, drinking water, and eating contaminated food. For the most dangerous chemicals (the dioxins and PCBs and chlorinated pesticides, for instance), the highest doses (more than 90 percent of total exposures) occur through the food chain. Meat, fish, eggs and dairy products carry the highest concentrations of these chemicals, but fruit and vegetables carry a range of industrial pollutants as well. The highest exposures to these bioaccumulative chemicals comes through animal products (meat, fish, milk, eggs, etc.) because these pollutants tend to be far more soluble in fat than in water, resulting in higher and higher concentrations as they move up the food chain. Accordingly, these chemicals accumulate in human tissues once ingested.

Exposure can also occur through contact with consumer products that contain toxics. For example, disposable diapers and women's sanitary products - like most other types of paper products, including writing paper, toilet tissue, coffee filters, and milk cartons - are bleached with chlorine to make them white. Hundreds of toxic organochlorine chemicals (including dioxins) are produced during the chlorine bleaching process and are released to the environment or concentrated in the product. Contaminants in chlorine bleached products such as coffee filters and milk cartons have been found to migrate into the food product. "Sanitary" products come into intimate contact with women's bodies and diaper's with children's bodies.

A Call To Action

Routine exposure to toxic pollution does not have to be a way of life. Citizens are standing up for their rights to have clean air, water, and land. Citizens also have the right not to be poisoned by the products they use.

Chlorine bleaching of pulp and paper is one example of a needless process that is causing harm to the environment and human health. Alternatives to this bleaching process are readily available and already in use in other countries.

What You Can Do?

- Reduce your use of paper products and disposables.
- Write or phone public officials, let them know what you think. Demand the implementation of procurement policies that give a price preference to chlorine free or unbleached paper products for use in state and local public agencies. Demand comprehensive recycling programs for your community.
- Write producers of harmful products and poisonous discharge. Tell them you want a safe environment and safe products, like chlorine free paper and sanitary products.
- Join a local environmental group; participate in the Zero Discharge Alliance.
- Write or call Beth Fitzgerald or Joan D'Argo for more information

Greenpeace, 1017 W. Jackson, Chicago, IL, 60607 (312) 666-3305

The Board of Health also submits the communication (May 29, 1991) from Mr. Jay Palter, Greenpeace Great Lakes Campaign:

I appear before you today on behalf of a Great Lakes basin-wide campaign for Zero Discharge. This campaign has grown to well over 100 groups who have formed an alliance around a common platform: the Zero Discharge Statement of Principles. Throughout the Great Lakes basin, Zero Discharge advocates are seeking endorsements from environmental and community groups, professional associations, politicians, local governments and boards of health, like this one. The goal is to persuade all levels of government of the necessity and effectiveness of the Zero Discharge strategy for protecting the Great Lakes ecosystem.

In the next few minutes I will explain what Zero Discharge means and why it is necessary for preserving the integrity of the Great Lakes basin ecosystem. I will also present ideas for implementing the Zero Discharge strategy at a municipal level.

What is Zero Discharge?

Zero Discharge is many things at once: it is a principle for making environmental decisions; it is a goal to strive for; and, most importantly and least understood, it is an operative regulatory strategy for protecting the environment.

As a general principle, Zero Discharge suggests that we should strive to be waste-free and efficient in our use of natural resources such as water. We should strive to prevent the generation of pollution and waste, rather than dispose of it in the environment hoping it will dilute and assimilate. We should reverse the onus and assume chemical discharges to the environment will cause harm until they can be proven to be safe.

The term "zero discharge" first appeared in Annex 12 of the 1978 Canada-U.S. Great Lakes Water Quality Agreement as "the philosophy adopted for the control of persistent toxic substances".

Thus, Zero Discharge has a much more specific meaning in relation to persistent toxic chemicals. Unlike conventional pollutants such as phosphates and fecal bacteria, persistent toxic chemicals do not break down readily in the environment. Rather, they persist and accumulate in living organisms through the food chain. Studies have revealed that as much as 90 percent of human exposure to persistent toxic chemicals comes from the food we ingest.

Evidence on the damaging effects of persistent toxic chemical accumulations in wildlife and human populations has itself been accumulating for more than 25 years.

Eight scientific reports released during the last 6 years, including a March 1991 report issued by the Canadian government, have all concluded that persistent toxic chemicals are impairing the health of Great Lakes fish, reptiles, birds and mammals.

The six most recent reports have concluded that the probability of harm from exposure to persistent toxic chemicals is greater for the offspring of exposed individuals than for the exposed individuals themselves. In other words, we are now jeopardizing the viability of future generations through in-utero exposure and potentially irreversible reproductive damage.

Why Zero Discharge and Not "Less"?

Zero Discharge is a strategic response to chemical contamination that has become "ecosystemic". Once these persistent toxic chemicals are discharged into the ecosystem, preventing exposure to them is virtually impossible. The only way to effectively prevent exposure is to eliminate their production, use and disposal.

To allow the input of "less" persistent toxic chemicals to the ecosystem is merely to slow down the rate at which they are building up in living organisms and to forestall their devastating effects.

This is the fundamental point for the Zero Discharge movement. Thus, the Statement of Principles asserts that zero means zero, it does not mean "less". It defines "discharge" as inputs of persistent toxic chemicals to all environmental media - air, soil, water and products. And finally, the Zero Discharge applies not only to an arbitrary list of well known toxic chemicals, but to all persistent and/or bioaccumulative toxic chemicals precisely because they are persistent and bioaccumulative.

Conclusion and Recommendations:

In conclusion, we urge the Board of Health for the City of Toronto to join the campaign for Zero Discharge by endorsing the Zero Discharge Statement of Principles and recommending the City Council do so as well.

Further, we urge the City of Toronto to develop a strategy for implementing Zero Discharge at the municipal level, taking into consideration the following actions:

- Eliminating discharges of persistent toxic chemicals into the sewer system by developing a toxics use reduction or pollution prevention program for small industries;
- Eliminating all biocide (pesticides, herbicides, etc.) use in public parks and school grounds and developing a strategy for phasing out commercial sale and use of biocides containing persistent toxic chemicals;
- Developing a procurement policy for the city that encourages the purchase of chlorine-free paper products and discourages the current use of white, chlorine-bleached paper products, the production of which results in discharges of well over 100 million kilograms of persistent toxic chemical pollution into the Great Lakes every year.

Thank you for the opportunity to speak on this important issue today. Now, I would be happy to answer any questions on Zero Discharge.

(Attached paper written by noted ecologist Jack Vallentyne which provides a more detailed argument for phasing out entire classes of persistent toxic chemicals such as organohalogenes is on file in the City Clerk's Department.)

The Board of Health also submits the communication (May 29, 1991) from Ms. Sarah Miller, Coordinator, Canadian Environmental Law Association:

The Canadian Environmental Law Association (CELA) has been part of the campaign for zero discharge in the Great Lakes. CELA is committed to the goal of seeing that zero discharge commitments made by the provincial and federal governments when they signed The Great Lakes Water Quality Agreement of 1978, are put into government programs and regulations. Such programs are long overdue. We urge the City of Toronto to join the growing number of agencies and groups developing zero discharge strategies. By doing so, the City could aid in reforming of the provincial Municipal Industrial Strategy for Abatement (MISA), the provincial regulatory program for water discharges which is seriously behind schedule and may not accomplish its stated goal of zero discharge.

Despite the long-standing federal and provincial government commitments to zero discharge in practice, we are still using our lakes and rivers to dilute toxic discharges. The provincial MISA program, the first Ontario pollution control regulation, has been under development for the last five years but has only resulted in monitoring regulations for the eight sectors it is regulating. MISA has not yet resulted in limiting any discharges to Ontario waters. The second phase of the MISA program will result in pollution control regulations based on best available technology economically feasible. CELA feels that these limited end of the pipe controls are inadequate and that end of the pipe controls may be 20 years out-of-date.

The United States Environmental Protection Agency (EPA) has just undertaken a review of their 20 year old Clean Water Act, which was based on best available technology controls. This review concluded that end of the pipe discharge controls for persistent toxics have failed to protect the health of fish, wildlife and at-risk human populations. As a result the U.S. is shifting its regulatory system for toxics from a pollution control focus to pollution prevention. The new pollution prevention initiative will be carried out first in the Great Lakes and will have reduction targets and timetables for persistent toxic chemicals. There is a lot of expertise and information on successful techniques for toxic use reduction and the City of Toronto is particularly well-suited to carry out these programs because of the institutional foundations Toronto already has in the Environmental Protection Office, the Healthy City Office and in the new environmental section of the City's Public Works Department. The municipal jurisdiction over discharges to City sewers give your works department the opportunity to include all persistent toxics in your sewer use by-laws and to work with industries to eliminate those discharges. The State of Massachusetts, which has laws prohibiting the disposal of all hazardous waste in the state, has developed a good toxic-use reduction program which would serve as a good model for Toronto. I have enclosed materials on this program. If Toronto were to take a leadership role in the province in advancing zero discharge in the sewer sector they could influence and speed-up the provinces MISA program which is leaving the sewer sector to last even though discharges from Ontario sewers account for over 80% of industrial pollution in water. If the MISA program maintains its current schedule, it will probably not begin to reduce toxic loadings significantly for at least ten years.

Zero discharge industries are possible. Encouraging these industries in our cities results in healthier workplaces, better neighbourhoods and healthier environment. The City has already begun to plan an environmentally friendly industrial area in the eastern port lands. Work now on a zero discharge initiative will enhance that effort, and other efforts to locate and maintain industry within Toronto.

(Articles on toxic-use reduction program are on file in the City Clerk's Department)

The Board of Health also submits the communication (May 29, 1991) from Ms. Aine Suttle, Citizens for a Safe Environment:

I am representing Citizens for a Safe Environment today. Our group has worked very hard to eliminate garbage incineration as an option in waste management, originally because we were very concerned about the effects that it was having on our downtown east neighbourhood. We were successful in persuading Metro to close the Commissioners Street Incinerator, the City of Toronto to withdraw their plans to build another one at Lakeshore and Cherry Street and T.S.I. Trintek to give up their idea of building another one at Logan and Commissioners Streets. We also believe that we contributed to the Ontario government's decision to ban all future incineration in the Province.

These were major achievements for a local environmental group, but unfortunately we find ourselves in a position where we cannot sit back and enjoy our success. The whole reason that we have fought so hard against all these projects has been our common sense knowledge that all of the pollution coming from these plants was and would in the future undermine the health, and shorten the lives of those who live in our south east end neighbourhood. Over the nine years of our battle there were two major reports which confirmed our fears that our health was being compromised, Kate Davies study on Dioxin in Ontario grown food, 66 times the allowable limits, and the report on Waste Incineration in the City of Toronto. Both reports were commissioned by the Public Health Department, and contained crucial information which helped in the battle against garbage incineration.

We are going to be fighting major environmental battles for the rest of our lives unless our governments start acting on the Zero Discharge agreement of 1978. The environment in South Riverdale is still very poor. The one study which was done to look at our air quality was done by Senes in 1988, and interestingly enough, has never been released by Metro. It was leaked to us that the report showed that our air was so bad that not only the Commissioners St. incinerator should be closed down, but many other sources of pollution in the area also. To me it is criminal that a report like this one can be kept from the public. How many other reports exist that we do not know about?

We would request that the Board of Health immediately request that this report be made public, in its original form.

We have asked on numerous occasions for full scale air monitoring to be done in South Riverdale so that we can get the evidence that we need. We have been refused.

We would also request that the Board of Health also request such monitoring by the Ministry of the Environment.

Planning for the area does not take into consideration the facts that we carry such a burden of pollution. The residents of the area seem to be the only ones who look at the area in that overall way. I believe that individual planners try their best but they cannot seem to stop such projects as the expansion of the Ashbridges Bay Sewage Treatment Plant, or the Main Sewage Treatment Plant, as it is known as in official circles.

This plant is known presently as one of the major sources of pollution on the Toronto Waterfront. Built in 1949, it has had relatively small improvements over the years, and now Metro wants to expand its size without looking at alternative technologies, without considering if the expansion is really necessary if one implements a major program of water conservation.

This plant meets all guidelines, but what does that mean? In your own study of Waste Incineration in the City of Toronto, it meant that in 1986 the plant was spewing out into the air:

53,000 kgs of Particulates

410 kgs of Phosphorus

160 kgs of Arsenic

120 kgs of Cadmium

1520 kgs of Chromium

100 kgs of Copper

310 kgs of Lead

230 kgs of Mercury

700 kgs of Nickel

330 kgs of Zinc

1.94 kgs of Dioxin

56,881.94 kgs per year total.

However you look at it, 57 tons of pollutants per year is not healthy for anybody. We can go on doing studies, risk analysis, health studies, air quality studies and on and on and on, but it is not going to get us anywhere but poorer. The only people who benefit from these exercises are the consultants, and I for one am tired and disgusted at seeing our tax dollars wasted in this way.

If a foreign country dropped that amount of chemicals on us in a year in the form of scud missiles, we would be at war with them. We have to stop this war now. The only solution is Zero Discharge.

I have not even looked at emissions from Ashbridges Bay into the waters of Lake Ontario, where we get our drinking water. However, Metro's lack of success on that score is even more publicly known. It is the main reason that our beaches are closed so often in the summer. After a heavy rainfall it is not safe to bathe in the lake for at least 48 hours because the coliform level in the water is dangerously high. I have never allowed my son to swim there anyway because I know that the coliform pollution has nothing on the chemical pollution which is discharged to the lake everyday. This plant is not designed to take out the chemicals which go through it's processes every day and so much of it ends up in our water. What kills me is that much of it is absolutely legal.

Under present regulations, companies can pay to pollute. The mechanism of this is called a variance to the sewer by-law. In the Port Industrial Area, according to the M.O.E., this allows the following industries to discharge:

m3/y

2,723	Canam Oil Services/Breslube Inc.
72,000	Darling and Co. Ltd.
348,000	Lever Bros
10,000	Mayfair Lakeshore Racquet Club
1,600,000	Paper Board Industries Toronto Mill Division
2,800	Suncor
11,000	Texaco
34,000	Victory Soya Mills
2,080,523	Total

And these are only a few of the industries in one industrial park in Toronto. The Port Industrial Area comprises 40% of Toronto's designated industrial lands, and only 4% of Metro's industrial lands. These companies are the "responsible" ones who actually cooperate with the various governments agencies. These do not include all the companies who are on "compliance programs". These do not include all the companies who discharge to the sewers illegally. These do not include all of us who discharge household chemical wastes down the toilet. It is madness.

Each municipality must gain control of the industries within their boundaries so that they can:

- a) Monitor what chemicals are being discharged to air, land and water.
- b) Bring in programs for these industries which will disallow the dumping of these chemicals into the environment, whether by legal or illegal means, the environment does not discriminate.

In closing, we would like to ask that you endorse the Greenpeace Zero Discharge Statement of Principles, and that the City of Toronto will endeavour to implement zero discharge in all of its programs and services impacting on the environment.

The Board of Health also submits the communication (not dated) from Jim Harris:

A species is a once in-a-universe event, a miracle of creation, an event never to be repeated in the history of time. In the normal course of events a species disappears from earth once every 2,000 years.

Currently species are disappearing at the rate of one every 25 minutes. Once every 25 minutes. That is 42 million times faster than normal. If this continues humanity will eliminate 10% of the remaining species in the next 10 years, and within the next 100 years there will be no living species left on this planet, including humankind.

Extinction is a difficult concept to grasp. It is an eternal concept. It is not like killing an individual life form that is replaced in the cycle of reproduction. Extinction is an absolute and final act. Extinct is forever.

And what is the real tragedy of the present - is that we are terminating this magnificent moment when the whole universe as it were, where the garden planet of the universe came into its blossom. We are destroying in centuries and more specifically just decades what has taken 5 billion years of earth history to create. We are bringing about the extinction of life on such a vast scale that it is staggering.

The glory of the human has become the desolation of the earth. Now the question is: what happens from here on?

Our generation is autistic. An autistic child is closed into themselves - nobody can get in and they cannot get out. They cannot talk, they cannot communicate, and nobody can communicate with them. It is a terrible isolating traumatic state. My generation has become autistic in relationship to the larger world about us.

We talk about human society. There is no such thing. What are we without the water, and the soil, and the plants, and the air, and the sunlight? What are we? Nothing. Nothing whatever. And so when we try to establish a human society in a place that we are exploiting, it is an impossibility.

The human community and the natural world will go into the future as a single sacred community or we will both perish in the desert.

Chief Seattle wrote to the American President in 1855 saying:

How can one buy or sell the air, the warmth of the land? That is difficult for us to imagine. We do not own the sweet air or the sparkle on the water. How can they buy them from us?

Each pine tree shining in the sun, each sandy beach, the mist hanging in the dark woods, every space, each humming bee, every part of the Earth is sacred to my people, holy to their memory and experience.

We are part of the Earth and the Earth is part of us. The fragrant flowers are our sister, the reindeer, the horse, the eagle are our brothers. The rocky heights, the foamy crests of waves in the river, the sap of meadow flowers, the body heat of pony and of human beings - all belong to the same family.

We know that the White Man does not understand our way of life. To him one piece of land is much like another. He is a stranger who comes in the night and takes from the land whatever he needs. The Earth is not his friend but his enemy, and when he has conquered it, he moves on. He kidnaps the Earth from his children. He treats his Mother - the Earth, and his brother the Sky, like merchandise. His hunger will eat the earth bare and leave only a desert.

What are human beings without animals? If all the animals ceased to exist, human beings would die of a great loneliness of spirit. For whatever happens to the animals, will happen soon also to human beings. Continue to soil your bed and one night you will suffocate in your own waste.

Humankind has not woven the web of life. We are but one thread within it. Whatever we do to the web we do to ourselves. All things are bound together. All things connect. Whatever befalls the Earth befalls also the children of the Earth.

When we have cut the last tree, caught the last fish, killed the last eagle with pesticides it is only then that we will realize that we cannot eat all the gold in the bank. What are human beings without animals? When all the animals ceased to exist, we will die of a great loneliness of spirit.

We do not own the earth. We merely borrow it from our children and future generations.

Water is the key to all life on earth. Water is rarely created or destroyed on earth. Cycle - rain, rivers, lakes, oceans - evaporation and rain. Our own bodies are part of that cycle. 70% of our bodies are water. Water is the life blood of life on earth. We should think of whatever we dump in the water as putting in our children's veins.

In a hundred years time, future generations will be astounded by our ignorance. Gold, platinum or diamonds will have no value then, because we can live without diamonds, we can live without gold, we can live without platinum, but we cannot live without air, we cannot live without water and we cannot live without arable land. These will be the most valuable things on earth.

Earth life is based on water.

The Board of Health also submits the communication (May 29, 1991) from Ms. Carolyn Black, President, Pesticide Action League:

My name is Carolyn Black and I am the President of the Pesticide Action League. The focus of this organization is the synthetic chemicals that are applied to kill a variety of life forms and to the artificial fertilizers used on soil. On behalf of my members and supporters I am asking you to endorse the Zero Discharge Principles and to begin discussions between City employees and the informed public that will ultimately see these goals achieved; that is to say ending the use, the production and thus the disposal of persistent and/or bio-accumulative toxic substances.

From start to finish synthetic agricultural products pollute the air we breathe, the water we drink, the soil where they are applied, and they are a problem in landfill sites. The manufacture of these products contributes to global warming.

In urban areas synthetic pesticides and fertilizers are used for cosmetic reasons, when they are applied outside. Inside they are used to kill insects. Such applications are unnecessary as effective, established alternatives exist. This year the Ontario Ministry of the Environment, with the help of Friends of the Earth, has published a booklet "The Organic Approach to Home Gardening", to provide this timely information to Ontario citizens.

Pesticides are being registered and marketed and used with inadequate, incomplete, obsolete, and invalid testing. Only the active ingredient is tested. Formulants are considered to be a trade secret and do not have to undergo testing. The formulants may be more harmful than the active ingredient and the combinations are also not tested. An example of this is the herbicide that is commonly used in urban areas called Roundup. The active ingredient is Glyphosate. A formulant in this product is POEA, which is not tested, nor is the combination of glyphosate and formulants. POEA contains a contaminant, 1,4-Dioxane. This contaminant is highly toxic to the liver and kidneys and is classified as a human carcinogen. The combination, therefore, is much more harmful than glyphosate would be.

The use of pesticides is linked to a number of serious illnesses, both chronic and acute. The World Health Organization estimates that over 200,000 deaths occur annually as a result of pesticides. The American National Academy of Medicine report that 20,000 cases of cancer are directly attributable to pesticides. Children are at risk from these substances because they play in intimate contact with sprayed surfaces, their immune systems are not fully developed, and they have thin skin. The Environmentally Hypersensitive are at risk from these synthetic substances as they are common sensitizing agents.

The general public is poorly informed and often misled about the risks involved in using these products. Some lawn care companies make false claims about their safety. At present the U.S. Environmental Protection Agency is conducting a special review of 6 pesticides that are frequently used in urban applications. Chronic health concerns have arisen after their registration. The list of health concerns are; birth defects, tumours, reproductive effects, genetic mutations and cancer. 2,4-D and Diazinon are both under review.

Synthetic pesticides and fertilizers adversely affect a wide variety of species other than the target organism. Non-human animals, birds, fish, beneficial insects and soil micro-organisms are all endangered.

Applications of these substances can result in spray drift, volatilization and run-off. They contaminate both surface and ground water. Our soil is contaminated and these chemicals enter the food chain.

In the years that we have been using synthetic agricultural products many insects fungi and weed species have become resistant. Conversely in the same period of time many people have become intolerant and reactive to these same substances.

We have been paying an incredibly high price, both environmentally as well as in terms of human health to have weed free, insect free green spaces. I believe that the experiment has proved unsuccessful and that it is time to move in a different direction.

The Zero Discharge alliance is a wonderful direction for this city to consider moving to. I urge you to endorse its principles.

The Board of Health also submits the communication (May 29, 1991) from Ms. Karey Shinn, President, Kew Beach Residents' Association, Member, Air Work Group, Royal Commission on the Future of the Toronto Waterfront, Member, Public Consultation Committee for the Ashbridges Bay Sewage Treatment Plant Environmental Assessment:

I am writing to support the Zero Discharge Statement of Principles presented by Greenpeace. In addition are my comments and recommendations.

It is my thoughtful recommendation that our City Department of Health and the Ministry of Health draft and adopt a policy paper, which I feel should be titled "The Future of Health".

This policy paper would insure that the practices and principles of government, build in the preventive action, required to improve the environment and by so doing improve public health. Without such a policy there is no implementation strategy for Zero Discharge or any real control. For example, I suggest that all certificates of approval, for air and effluent emissions be reviewed by either the Department of Health and/or Ministry of Health and a veto power be given to health authorities to ensure that old (sometimes 40 year old) approvals be reassessed. See attached article from the Leslieville News.

When Britain began the National Health Service in 1947 it became a benchmark in health care. They rationalized that if a society was given access to health care, people would become well and then the system would become cheap to run. It did not work. A treatment oriented system does not produce the health that a prevention program does. This is repeatedly the case with vaccines (smallpox is history).

No one imagined in 1947, the environmental conditions we must now address, literally thousands of new chemicals are being produced annually, and there is no way to know what is "safe".

It is a tactical error to try and only cure such things as cancer, and do little to prevent it. This is a costly practice which has the potential to break the system that is seeing increasing numbers of sick people, instead of creating the opportunity to be well. Because of the long distance transfer of toxics from stack emissions (air), and liquid discharges (water cycle), the potential exists to make everyone sick. We cannot afford a system that subsidizes the discharge of toxics and fine particles into our environment, with not just our taxes, but our lives.

A bomb with a 20 year fuse is just as deadly as the same bomb with a 3 minute fuse. In effect, if you can engineer a 20 year fuse into emissions we are told this is an acceptable standard. No one is even warned. Our cities and countryside are a mine-field that has now begun to impact on our entire environment; the water, air and food.

Zero Discharge is the right goal. Anything more, over time, will create serious and unpredictable consequences.

I recommend that the Board of Health adopt these Zero Discharge principles for persistent toxics, and also address the health impact of "fine particles".

If something is done now, our children have the opportunity to grow up to be healthy, productive people by the time they are 30.

New standards such as Zero Discharge will work. It is cynical to be government and not operate on principles that would allow every person in the democracy the opportunity to function to their personal best. Health, not health care is a value of life.

(Leslieville Community News article (April, 1991) entitled "If Our Environment Matters, Where Are The Safeguards?" is on file in the City Clerk's Department)

The Board of Health also submits the communication (May 27, 1991) from Ms. Mary Lovett:

For the past year I have been speaking informally to small groups of neighbours, teachers, friends and church groups about environmentally safe alternatives to many household toxic chemicals and garden pesticides.

I have become increasingly alarmed with the number of people who pour toxic chemicals into our sewer system and are unaware of the dangers and consequences of their actions. People have admitted to me pouring bleach, paint, old medication, gasoline and oil down their drains. Ultimately all these toxic substances end up in our drinking water, the Great Lakes.

I have found the groups I have spoken to extremely anxious for proper information and education about alternatives and safe methods of disposal.

By endorsing the Zero Discharge Statement of Principles, the Board of Health and Toronto City Council will be taking a positive step and show leadership in helping to clean up the Great Lakes. People are very concerned and are ready to take positive action.

COUNCIL ACTION

(Council Meeting - June 17 and 18, 1991)

In addition to adopting this Clause, Council also requested that:

1. the report requested of the Committee of Heads be submitted to the Board of Health and the City Services Committee for submission to the second meeting of the new Council;
2. the Commissioner of Public Works and the Environment provide an updated report, at his convenience, on the conclusion of the Eastern beaches project and the second detention tank facility;
3. the Medical Officer of Health report to the Board of Health on the cost of the proposed Hazardous Waste Minimization Program; and
4. Council's action be forwarded to the A.M.O., F.C.M., and municipalities in Ontario with a population over 50,000.



The
REGIONAL
MUNICIPALITY
of WATERLOO

RECEIVED

JUN 8 1991

REC

4.

CITY CLERKS

Mars

ENT
MC,
lerk
4G7

Telephone: (519) 885-3410
FAX: (519) 885-1436

June 28, 1991

File: F21-02

Ministry of Municipal Affairs
Municipal Finance Branch
777 Bay St., 13th Floor
Toronto, Ontario
M5G 2E5

Dear Sir:

RE: Development Charges Act S.O. 1989 and
Ontario Regulation 725/89

This is to inform you that the Council of the Regional Municipality of Waterloo, at its regular meeting held on June 27, 1991, approved the following:

THAT the Regional Municipality of Waterloo request the Province of Ontario, in conjunction with the appropriate municipal organizations, to establish a Task Force to review and standardize the administrative implications of the Development Charges Act S.O., 1989 and Ontario Regulation 725/89.

And that the Region request the Province to delay the November 23, 1991 implementation date for Development Charge By-Laws until the aforementioned review and standardization has been completed;

And further that this resolution be circulated to the Regional Chairmen's group; the Association of Municipalities of Ontario; Municipal Finance Officers Association; Regional Planning Commissioners group; and all municipalities having a population of 50,000 or more.

Yours truly,

J. Current
John Current, A.M.C.T.
Deputy Regional Clerk

JC/ch

cc: Hon. David Cooke,
Minister of Municipal Affairs

W. Ferguson,
MPP Parliamentary Assistant to the Minister

Regional Chairmen's Group

Association of Municipalities of Ontario

Municipal Finance Officers' Association

Regional Planning Commissioners

Hon. M. Farnan, MPP Cambridge, Solicitor General

E. Witmer, MPP, Waterloo North

M. Cooper, MPP, Kitchener-Wilmot

✓ Municipalities 50,000 and over



OFFICE OF THE CITY CLERK
THE CORPORATION OF THE CITY OF OSHA

5.

ED

R. A. HENDERSON, A.M.C.T., C.M.C.
City Clerk

TEL. (416) 725-7351
FAX (416) 436-5697

50 CENTRE STREET SOUTH
OSHAWA, ONTARIO
L1H 3Z7

BRIAN SUTER, C.M.O., C.M.C., C.M.M.
Deputy City Clerk

File C-2210/F-4100

June 20, 1991

ALL ONTARIO MUNICIPALITIES OVER 10,000 POPULATION

Re: Rolling Thunder Theatre Group

City Council considered the above matter at a meeting held on June 17, 1991, and adopted the following recommendation of the Community Services Committee:

"Whereas the welfare of a community is measured by its ability to meet the needs of all its citizens, including those persons with special needs,

And whereas The Rolling Thunder Theatre Group is comprised of members with special needs,

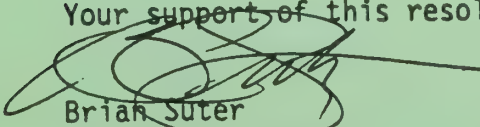
And whereas The Rolling Thunder Theatre Group of Ontario has provided a valuable service to citizens of this community through their performances in educating the public to the needs of our community special population groups,

And further The Rolling Thunder Theatre Group will no longer be able to continue in providing theatre productions because of the lack of financial resources,

Therefore be it resolved that Oshawa City Council, on behalf of its citizens, recognize, support and pay tribute to this Theatre Group by requesting all Provincial Ministries, whose mandate includes persons with special needs, to financially support the continuation of The Rolling Thunder Theatre Group, and, furthermore, that correspondence be sent to all Ontario municipalities over 10,000 population for their support of this resolution with encouragement to all communities to provide support to this organization."

Information concerning this group is enclosed.

Your support of this resolution would be appreciated.


Brian Suter
Deputy City Clerk

BCS/SK/cfk

enc.

c: Community Services Department

The City of
Niagara Falls
Canada



City Hall
Niagara Falls, Ontario
L2E 6X5
(416) 356-7521
Fax: (416) 356-0759

RECE

6.

CITY CLERKS

June 21, 1991

Mr. Keith Avery
City of Hamilton
71 Main St. W.
Hamilton, Ontario
L8V 2W5

Dear Mr. Avery:

Enclosed please find a formal resolution adopted by the Council of the City of Niagara Falls at their regular meeting held on June 17, 1991.

Also attached is the background report related to this subject.

The support of your Council would be greatly appreciated. Should your Council decide to support the resolution, please forward it to the Ministry of Consumer and Commercial Relations.

Yours very truly.

E.C. Wagg, C.M.O.
City Clerk
Lottery Licensing Officer



City of Niagara Falls, Ontario

COUNCIL CHAMBER

No. 28

June 17, 1991

Moved by Ald. ORR

Seconded by Ald. SHERAR

RESOLVED that WHEREAS licensed lottery operations exist in the Province of Ontario to provide funding for works of charitable, religious or community benefit;

AND WHEREAS Provincial Terms and Conditions exist to ensure the proper administration of lottery schemes in the Province of Ontario;

AND WHEREAS Provincial Terms and Conditions Under Which a Bingo Lottery Licence is Issued, Term #15 states, "The amount expended, exclusive of prizes awarded, in the conduct and management of any bingo lottery shall not exceed 15% of the gross receipts derived therefrom.";

AND WHEREAS the Federal Goods and Services Tax (GST) is an administrative expense, which licencees must bear in the administration of their licensed lottery;

AND WHEREAS the Federal Sales Tax, which was the predecessor to the GST, was an allowable administrative expense pursuant to Provincial Term and Condition #15;

AND WHEREAS not all organizations who are licenseable for lottery purposes are able to recover any GST expenses, in whole or in part;

AND WHEREAS licencees stand to lose a substantial amount of their profit, which is used for charitable, religious or community projects;

BE IT THEREFORE RESOLVED that the Council of the Corporation of the City of Niagara Falls respectfully request the Honourable Marilyn Churley, Minister of Consumer and Commercial Relations to review the position of Ministry staff, which indicates that the GST, although an administrative expense, is not an allowable expense under Provincial Term and Condition #15;

AND BE IT FURTHER RESOLVED that the Minister instruct, that all administrative expenses, including the GST, be permitted in the calculation of the administrative expenses pursuant to Provincial Term and Condition #15;

AND that this resolution be circulated to the Association of Municipalities of Ontario (AMO), the Association of Municipal Clerks and Treasurers of Ontario (AMCTO), all Ontario municipalities with a population of over 50,000 persons and all municipalities within the Regional Municipality of Niagara with a commercial bingo hall in operation.

CARRIED with Aldermen Cummings and Ward abstaining from the vote on conflicts of interest, and with all others voting in favour

Clerk

E.C. WAGG

Mayor

ACTING MAYOR MARK HOPKINS



June 17, 1991

Acting Mayor Mark Hopkins
and Members of the Municipal Council
City of Niagara Falls, Ontario

Members:

CD-91-44

Goods and Services Tax Effect on Bingo Licences

RECOMMENDATIONS:

1. That Council indicate their objections to the Minister of Consumer and Commercial Relations, the exclusion of the Goods and Services Tax (G.S.T.) from the Provincial Term and Condition #15, with respect to the 15% allowable expense calculation.
2. That Council endorse a resolution appearing on this evening's agenda in this matter.
3. That copies of the resolution and this report be circulated to the Association of Municipalities of Ontario (AMO), Association of Municipal Clerks and Treasurers of Ontario (AMCTO), all Ontario municipalities with a population of 50,000 or over and all municipalities within the Regional Municipality of Niagara with a commercial bingo hall in operation.

BACKGROUND:

In December of 1990, Staff began preparing for the implementation of the Goods and Services Tax (GST) by attempting to determine its impact on lotteries in Niagara Falls, specifically bingo.

Provincial Term and Condition #15, states that; "The amount expended, exclusive of prizes awarded in the conduct and management of any bingo lottery shall not exceed 15% of the gross receipts derived therefrom."

By applying this rule, Staff is of the opinion that as the GST is an expense in the conduct and management of a bingo, and as such should be included within the calculation of the 15% administrative expense.

Staff consulted the Ministry of Consumer and Commercial Relations, Entertainment Standards Branch in December to obtain further clarification with respect to our position and on December 18, 1990 received correspondence from the Branch regarding this matter.

The Ministry position is as follows; "In view of the fact that the GST is a federal tax which falls exclusively within the jurisdiction of the federal government, the Branch will exclude it from a bingo licensee's 15% administrative expense calculations. The Branch will also be advising organizations to outline on financial report forms a breakdown of GST charges for paper, rent, advertising etc."

Upon receipt of this correspondence, Staff wrote the Ministry with respect to this position. Staff advised the Ministry that it was our position that regardless of where the expense occurred, if it was an expenses involved in the conduct and management of a bingo lottery, as such it should be part of the 15% administrative expense calculation. Staff also felt it unfair that the entire impact of the GST be borne by the organizations running bingo.

On January 4, 1991, the Ministry of Consumer and Commercial Relations sent to all municipalities Interpretation Letter 006 titled GST and Lotteries. This letter indicated how the GST was to be applied to lotteries. The following items were covered:

1. "The GST does not apply to the licence fee for any gaming event."
2. "In commercial bingo halls, the GST is payable on all rental and bingo paper/supplies purchased by the charity. When bingo cards are sold to the patrons, the GST does not apply."
3. "The GST will not be included in the 15% administrative expenses calculation for bingo events. However, the GST paid on hall rent and supplies must be itemized on the financial report form."
4. "For all other lottery events, GST paid by the charity for applicable supplies must be itemized and disclosed on the financial report form."

On January 8, 1991, Mr. John Chalmers, Director of the Entertainment Standards Branch, Ministry of Consumer and Commercial Relations, responded to our letter of December 18, 1990 and stated the Ministry position as follows; "The GST payable by a charity for rent and paper in a commercial bingo hall is not a true reflection of the actual cost to the charity. Each organization depending on their structure and gross income will receive a GST credit that will be applied against what they spend. In addition, a group that operates a bingo in a non commercial hall won't pay GST. In absence of 4000 auditors to track all these expenditures and credits to determine exactly how much the actual cost to a charity is (if any), a decision was made not include it in the 15% calculation."

Staff believe that only a small portion of groups will receive any credit at all for GST paid and in those cases where a credit can be claimed, it is to a maximum of 50% of the GST paid.

The municipal authority to licence comes from Order-in-Council 274/70 which states;

"AUTHORITY TO LICENCE

2. (1) A municipal council may, where it deems it expedient in the best interests of the inhabitants of the municipality, issue a licence authorizing any charitable or religious organization to conduct and manage a bingo lottery, a raffle lottery, or a lottery scheme held at a bazaar, if

(a) the proceeds from the lottery are used for a charitable or religious object or purpose in Ontario, and....

INTERPRETATION

1. In the sections set out herein,

(a) 'charitable object or purpose' means any object or purpose for

- (i) the relief of poverty
- (ii) education,
- (iii) the advancement of religion, or
- (iv) any purpose beneficial to the community

(b) 'charitable organization' means an organization which performs services of public good or welfare without profit and includes an organization designated as such by the Minister."

Many organizations which are eligible for licences under the above authority, are not "charities" according to the Ministry of Revenue and are therefore not eligible for any GST credit or rebate.

The opinion on the eligibility of bingo organizations for GST purposes was found in information available to this office in two public documents published by the Ministry of Revenue, Customs and Excise, titled GST, Goods and Services Tax, Information for Non-Profit Organizations, and GST, Goods and Services Tax, Information for Charities. These two publications distinguish the difference between these two types of organizations, with respect to the GST.

NON-PROFIT

"An organization is considered 'non-profit' if it is organized and operated solely for a purpose other than making a profit. Charities and registered amateur athletic associations are not considered to be non-profit organizations."

"No GST will apply to gambling proceeds you receive from sales of certain lottery, break-open and raffle tickets, casino nights, bingo or raffle games, or other games of chance. Gambling is also exempt. If you operate your own bingo games and casino nights as fundraisers, the GST will not apply to the fees charged for the use of bingo cards or the taking of bets during a casino night. You will be considered the operator if you operate a bingo game without the assistance of a commercial bingo-hall operator, or if you rent a bingo hall from a commercial bingo-hall operator and hold the licence to run the bingo game. You will pay a portion of the proceeds to the bingo hall owner for the use of the hall. This payment to the bingo hall owner will be taxable. GST will apply to this payment, because the bingo hall owner is making a taxable supply of a right to use the facility to the non-profit organization. The bingo hall owner must therefore collect GST on the fee charged for the use of the hall."

Non-Profit organizations fall under two categories with respect to the GST. "Non-profit organizations with total sales of taxable goods and services that are more than \$30,000 will have to register for the GST, and charge and remit the tax. Non-profit organizations that provide taxable goods and services valued at less than \$30,000 per year do not have to register for the GST. They are considered to be small suppliers. They will not charge the GST on taxable sales and will not recover the GST paid on purchases."

"If you are not involved in any taxable activities, you are not eligible to register for the GST."

"Input Tax credits are limited strictly to purchases and expenses used in taxable activities."

Therefore, in the case of an exempt activity, such as bingo, run by a non-profit organization, the licencees do not charge the GST and cannot claim input tax credits. This results in the inability of these organizations to recover any of the GST costs to operate the bingo event.

CHARITIES

"All charities registered under the Income Tax Act may claim a 50% rebate of the GST paid on expenses used to provide exempt goods and services. For the purposes of this guide, the term 'charity' refers both to charitable and national amateur athletic associations or organizations registered under the Income Tax Act."

In order to claim the "charity" designation under the Income Tax Act, an organization must have what is called a "National Revenue Number", which gives an organization the ability to give a tax receipt for income tax purposes.

"The GST does not apply to bingo games and casino nights run by charities. When it is the charity itself that is operating the gambling event, GST is not charged on the fees charged to participants for the use of bingo cards

or the taking of bets during a casino night. This would apply when the charity operates a bingo game itself, without the assistance of a commercial bingo operator, or when a charity rents a bingo hall from a commercial operator and holds the licence to run the bingo game. If a charity rents the commercial hall, it would normally pay a portion of the proceeds from the game to the bingo hall owner for use of the hall. The GST would apply to the payment to the commercial hall owner because the owner is making a taxable supply of the right to use the facility to the charity. The owner must therefore collect GST on the fee charged for the use of the hall.

Therefore, in view of the regulations that allow for a 50% rebate on the GST charged in exempt activities, such as bingo for "charities", these organizations can claim a rebate of 50%.

Notwithstanding, the eligibility or lack of eligibility of licencees for either a GST rebate or credit, it is still difficult for Staff to comprehend the reasoning which led to the Ministry decision to exclude the GST from the 15% allowable administrative expenses calculation.

We must note that prior to the implementation of the GST, a manufacturers tax of 13% (FST) was imposed upon the cost of supplies which are now subject to the GST. The FST, was included in the amount paid for the supplies by the licensee and was therefore included within the 15% allowable administrative expense.

In addition, any Provincial tax paid either prior to or subsequent to the implementation of the GST was and still is included in the cost of the supplies, therefore within the 15% allowable administrative expense calculation.

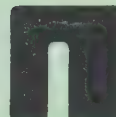
With the implementation of the GST, the FST paid firstly by the bingo hall owner and then by the licensee as a built in cost of the supplies, was removed and a GST of 7% was now added to the cost of the supplies. The bingo hall owner purchases the supplies from the manufacturers and pays the GST. He in turn sells the supplies to the licencees, collects the GST from them, deducts the GST he has paid to purchase the supplies from that which he collects on the sale to the bingo licensee and remits only the difference to the federal government.

In addition to supplies, the licencees pay GST on the cost to rent the bingo hall. The same principle as with supplies, applies in this case in that the GST paid by the hall owner in his purchase from the supplier (eg. gas, hydro, etc.) is deducted from the amount collected and the difference remitted.

In effect, the hall pays no GST, as he has the ability to take advantage of a system which is in place (the input tax credits) to protect him from losses, which may occur as a result of the GST.



NEPEAN



CITY CLERK'S DEPARTMENT

our reference: B11-00-RES

your reference:

RE 7
C

July 17, 1991

City Clerk
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Sir/Madam:

Re: Air India Flight 182 Disaster

The Council of the Corporation of the City of Nepean, at its regular meeting of June 27, 1991, passed the attached Resolution pertaining to the calling of a Royal Commission of Inquiry into the circumstances surrounding the Air India tragedy which occurred in June 1985.

The support of your Council for this resolution would be appreciated. Should your Council decide to support the resolution, please forward it to the Prime Minister's office in Ottawa.

Yours truly,

Eric Cooper
Deputy City Clerk

/mh
encl.

CORPORATION OF THE CITY OF NEPEAN

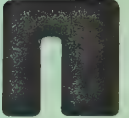
Nepean Civic Square
101 Centrepointhe Drive
Nepean, Ontario
K2G 5K7

Administration/Licencing 613-727-6610
Enforcement 613-727-6614
Fax 613-727-6613

A



NEPEAN



THE CORPORATION OF THE CITY OF NEPEAN
CITY COUNCIL RESOLUTION - JUNE 27, 1991
MOTION NUMBER 195-91

Moved by David Pratt

Seconded by Gord Hunter

WHEREAS, Air India Flight 182, a 747 passenger jet carrying 329 people including 295 Canadians from Toronto to London, crashed 110 miles west of the Irish coast on June 23, 1985;

AND WHEREAS, all of the 329 passengers and crew, including six infants, 82 children and more than a dozen families perished;

AND WHEREAS, ten of the victims of the Air India crash were Nepean residents;

AND WHEREAS, after six years of investigation many of the families and friends of these victims have not been satisfied that the Federal Government has done everything in their power to discover the truth about the tragedy of Flight 182 and to ensure that such a tragedy never occurs again;

THEREFORE, BE IT RESOLVED THAT the City of Nepean call on the Federal Government to immediately initiate a Royal Commission of Inquiry into the circumstances surrounding the Air India tragedy including recommendations aimed at ensuring that a similar incident does not re-occur;

AND BE IT FURTHER RESOLVED THAT the Federation of Canadian Municipalities be notified of this request, and that the City of Nepean encourages other municipalities to pass similar motions calling for a Royal Commission of Inquiry into the Air India tragedy;

- Carried -

Certified True Copy of
Excerpt from Minutes of the
Regular Council Meeting held
June 27, 1991.

Eric Cooper
Deputy City Clerk

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **TENTH** Report for 1991 and respectfully recommends:

1. (a) That the By-Law to alter Sanatorium Road from West 21st Street to Garth Street be introduced and enacted by Council.
- (b) That the Commissioner of Transportation/Environment Services be authorized to prepare the construction documents and to carry out construction this year.

2. (a) That the following City lands be sold to various abutting owners:

<u>Sale of City Lands</u>	<u>Sale to</u>	<u>Description of Sale</u>	<u>Consideration</u>
Alley south of Concession Between East 38th and East 39th	Peter Emery	Part 2, 62R-11097	\$1.00
	Donald Wilds	Part 3, 62R-11097	\$1.00
	Marc and Carol Corrin	Part 1, 62R-11097	\$1.00
	Milorad and Dusica Kobiliski	Part 4, 62R-11097	\$1.00
Alley south of Main (between Balmoral Avenue and Grosvenor)	Diego and Mary Sebastianutti	Part 5, 62R-10227	\$1.00
	482115 Ontario Ltd	Part 8 & 9, 62R-10227	\$1.00
	Michael and Jessie Wyslobicky	Part 6, 62R-10227	\$1.00
	George Badura	Part 2, 62R-10227	\$1.00
	Mario Felicetti	Part 3, 62R-10227	\$1.00

- (b) That the appropriate By-Laws carry out the sale of the lands be enacted by Council.

- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.
- 3. That a School Crossing Guard be assigned to the signalized intersection of Queen Street south and Aberdeen Avenue.
- 4. That a Summer Crossing Guard be assigned to the intersection of Britannia Avenue and Tragina Avenue.
- 5.
 - (a) That staff be directed to erect barriers on Lloyd Street to permit automobile traffic but prohibit truck traffic.
 - (b) That staff investigate the possibility of opening up the old private roadway on Consumer's Glass property to provide access to truck traffic.
 - (c) That staff report back to the Transport and Environment Committee with any findings regarding the above-noted directions.
- 6. Notwithstanding that the policy of insurance obtained by Canadian Pacific Limited for cessation of whistling at-grade crossings contains a clause excluding coverage for pollution (chemical releases or chemical spills), that the City of Hamilton proceed with the completion of the agreement specified in Item 32 of the Transport and Environment Committees ninth report, adopted by Council June 25, 1991.
- 7. That purchase orders be issued to December 31, 1991, for the rental of labour and equipment for snow removal, with an option in favour of the City to extend for three additional one year terms, expiring April 30, 1994, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, attached hereto as Appendix "A" and that this expenditure be financed through the Hired Equipment Clearing Account No. CH56602 60999.
- 8.
 - (a) That an Option to Purchase executed by Frank Russo and Paola Pasinato on June 20, 1991 and scheduled for closing on or before September 23, 1991 for the purchase of part of the property at 1286 Upper James Street, required for the extension of Forbes Avenue in the Blossom Estates Subdivision, be approved and completed. The subject parcel contains 2,410 square feet (0.055 acre) and is shown as Part 3 on Plan 62R-10161. The purchase price of \$8,000.00 be charged to Account Number CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands-Transportation Capital) in which sufficient funds are available to finalize this transaction.

- (b) That consideration in the amount of \$2.00 has been paid to the owners and forms part of the purchase price.
- 9.
- (a) That an Offer to Purchase, duly executed by Frederick and Wilma Daskaluk on July 3, 1991, and scheduled to close thirty (30) days after the enactment of a by-law to sell the closed portion of said alleyway, for the purchase of a portion of the East/West Alleyway directly South of Municipal Address 410 Upper Wentworth Street be accepted and completed. The portion to be purchased is more particularly described as the North half, front to rear, of the East/West 10 foot Alley abutting the North Limit of Lot 50, Registered Plan 541. Said alley portion has a frontage along the easterly limit of East 19th Street of 5 feet (1.524 metres) more or less, by a depth of 140 feet (42.6 metres) more or less. The purchase price of \$1.00 be credited to Account Number CH 4X501 00102 (Sale of Land - Property Purchases).
 - (b) That an Offer to Purchase, duly executed by Frederick and Wilma Daskaluk on July 3, 1991, and scheduled to close thirty (30) days after the enactment of a by-law to sell the closed portion of said alleyway, for the purchase of a portion of the East/West Alleyway directly North of Municipal Address 103 East 19th Street, be accepted and completed. The portion to be purchased is more particularly described as the South half, front to rear, of the East/West 10 foot Alley abutting the North Limit of Lot 50, Registered Plan 541. Said alley portion has a frontage along the easterly limit of East 19th Street of 5 feet (1.524 metres) more or less, by a depth of 140 feet (42.6 metres) more or less. The purchase price of \$1.00 be credited to Account Number CH 4X501 00102 (Sale of Land - Property Purchases).
 - (c) That the sale of this Alleyway be conditional upon the following:
 - i. It is understood and agreed that this Offer to Purchase is conditional upon a Judge's Order being granted to stop up and close that portion of the alleyway being located directly north of 103 East 19th Street. In the event that the Judge's Order is not granted the Purchaser and City agree that this Agreement of Purchase and Sale shall be null and void and the deposit, if any, received by the City from the Purchaser shall be returned to the Purchaser without deduction or interest and the Purchaser agrees that he shall have no claim against the City for any cost, expense, interest, claim or damages as a result of the termination of this Agreement.

- ii. It is understood and agreed by the Purchaser that the closing of the sale by the City of the subject property to him is also conditional upon the Municipality enacting a by-law to authorize the sale of the closed former highway and upon the compliance by the Municipality with the procedures for that purpose in the Municipal Act. In the event that the Municipality does not enact a by-law for the sale of the subject land to the Purchaser, the Purchaser and the City agree that this Agreement of Purchase and Sale shall be null and void and the deposit, if any, received by the City from the Purchaser shall be returned to the Purchaser without deduction or interest and the Purchaser agrees that he shall have no claim against the City for any cost, expense, interest, claim or damages as a result of the termination of this Agreement.
 - iii. It is understood and agreed that the exact area to be purchased will be determined by a survey provided by the Purchaser in compliance with the policy attributable to the closing of alleys.
 - iv. It is understood and agreed by both parties that the Purchasers (Mr. Frederick Daskaluk and Mrs. Wilma Daskaluk) have the right to assign this Agreement to another party prior to the completion of this transaction.
10. (a) That an Option to Purchase executed by the owner, The Board of Education for the City of Hamilton on July 3, 1991 and scheduled for closing on or before October 8, 1991, for the property known as Parts 1-14 on Plan 62R-11311, be approved and completed. The subject lands are irregular in shape and contain .9651 hectares (2.3849 acres) and are located south of Rymal Road East. The purchase price of \$75,001.00 be charged to Account Number CH 5X303 00107 (Reserve for City's Share of Services through Unsubdivided Lands - Transportation Capital).
- (b) That the Option to Purchase be conditional upon the following:
- i. aa) It is understood and agreed by the Vendor and Purchaser, that the City of Hamilton will establish one foot reserves along the frontages of all the public streets being acquired in order to recover costs for services from the abutting developers in accordance with normal City and Regional policy (see letter dated May 31, 1991 from Mr. K. Brenner).

bb) It is understood and agreed by both parties, that \$75,000.00 of the purchase price is for compensation being provided for Parts 4, 5, 6, 10, 12 and 13 on 62R-11311 (Upper Wentworth Street) and in view of the compensation being satisfactory to both parties, the Purchaser (City) will not recover any land costs associated with the lifting of the one foot reserve for lands abutting Upper Wentworth.

cc) It is further agreed that the land required for the public roads known as parts 1, 2, 3, 14, 7, 8, 9 and 11, 62R-11311 is being conveyed for the sum of \$1.00 and here again there will be no land cost recovery.

ii. The Purchaser agrees to grant the Vendor a right-of-way over the said parcels of egress and ingress purposes until such time as they are incorporated into the roadway.

It is understood between the parties that the provisions contained in the above-mentioned conditions shall survive the closing of the sale and not merge and shall remain in full force and effect.

11. (a) That the "Criteria For Industrial Roadside Beautification Program" - July 1991 attached hereto as Appendix "B" be approved.
- (b) That the criteria for Industrial Roadside Beautification Program be forwarded to the Region and the Region be requested to consider adapting a similar program on Regional roads.
- (c) That the Regional Engineering Services Committee be requested to report on their construction contracts for improvements in boulevard areas on regional roads.
12. (a) That the authorization given to the Commissioner of Engineering to issue a purchase order to Weinmann Electric Limited at a total cost of twenty-seven, four hundred and seventy-one dollars and fifty cents (\$27,471.50) as per Item 13(b) of the 10th Report for 1990 of the Transport and Environment Committee approved by City Council on 1990 July 31, be rescinded; and
- (b) That a purchase order be issued to Gerrie Electric to supply 92 light fixtures complete with high-pressure sodium lamps, brackets and 22" globes at a total cost of thirty thousand and thirty-eight dollars and ninety-two cents (\$30,038.92); and,

- (c) That a purchase order be issued to S & S Electrical Services for the installation of 92 decorative light fixtures on John, Hughson and King William Streets within Phase IIIB of the Downtown Action Plan at a total cost of two thousand dollars (\$2,000).
- 13.
 - (a) That the City lands, known as parts 1,2,3,4,5 and 12 on Plan 62R-11790, be incorporated into DiCenzo Drive.
 - (b) That the appropriate By-Law to carry out the incorporation of the said lands into DiCenzo Drive be enacted by Council.
 - (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.
- 14.
 - (a) That the Committee recommend limits of construction for the installation of a combined concrete sidewalk on Sorrento Place;
 - (b) That the Subdivider, Di Cenzo Construction Company Limited, be advised of the limits of the sidewalk installation on Sorrento Place, and be directed to proceed with construction.
- 15.
 - (a) That the following list be adopted as the Supplementary Program of the 1991 Road and Sidewalk Capital Reconstruction Programme:
 - Mt. Albion Road at Albright Road, Traffic Signal Installation
 - Barnesdale Boulevard, Dunsmure Road to Main Street
 - Rodgers Road, King Street to Central Avenue
 - Ashland Avenue, Tenth Avenue to Winchester Boulevard

Supplementary projects, in the order stated above, will be constructed in 1991, provided sufficient funds become available in the 1991 Road and Sidewalk Reconstruction Programme. The priority of projects not constructed in 1991 will be re-evaluated within the 1992 Reconstruction Programme.

- (b) That the Commissioner of Transportation/Environmental services be authorized to undertake the works on behalf of the City of Hamilton once all the necessary approvals have been received.
 - (c) That the construction of concrete sidewalks on Maple Avenue between Ottawa Street and King Street be deleted from the 1991 Road and Sidewalk Reconstruction Programme and added to the 1992 Programme;

- (d) That the road construction of MacLennan Avenue between Upper Wentworth Street and East 23rd Street not proceed, but rather sidewalk reconstruction and roadway reshaping commence as outlined in the City of Hamilton's 1991 Capital Road and Sidewalk Programme;
 - (e) That the reconstruction of Stirton Street from Wilson Street to Cannon Street not be proceeded with at this time.
 - (f) That the Finance and Administration Committee be requested to recommend the method of financing the above noted additional projects, estimated at \$700,000.
16. That the approval granted by City Council on June 26, 1990 in adopting Item 9 of the 9th Report of the Transport and Environment Committee to close the assumed public alleyway between Hillview Street and Emerson Street south of Ainslie Avenue, be rescinded.
17. (a) That Rymal Road Developments Inc. be required as a condition of severance of land for proposed townhouse units, Part 11 on survey plan (draft reference plan) 90-1143-8 as prepared by Mackay, Mackay & Peters Limited for future Elite Drive from Upper Wentworth to approximately 75 metres east of Upper Wentworth Street and that the applicant's solicitor shall prepare the deed, satisfactory to the Regional Surveyor, register the deed and certify title to the city of Hamilton in a form satisfactory to the Law Department.
- (b) That the Commissioner of Transportation/Environmental Services be authorized and directed to prepare the necessary By-Law to incorporate Part 11 into Elite Drive.
- (c) That application be made to the Region for approval to establish Elite Drive from approximately 75 metres east of Upper Wentworth Street to Upper Wentworth Street, as a public highway pursuant to section 48(3) of the Regional Municipality of Hamilton-Wentworth Act. (Upper Wentworth-Regional Road No. 167)
18. (a) That the owners enter into agreements satisfactory to the Commissioner of Transportation/Environment Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
- (b) That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.

- (c) That the first year fee and subsequent annual fee outlined in schedule "A" be set for these encroachments.
19. That City Traffic By-Law 89-72 be amended as follows:
- (a)
 - i. That east and westbound traffic on Sanatorium Road be required to stop at the intersections of West 22nd Street, West 24th Street, West 26th Street and West 32nd Street.
 - ii. That the City Council recommend to the Regional Council that a traffic signal not be installed at the intersection of Sanatorium Road and Garth Street at this time; and
 - (b) That northbound traffic on Oak Avenue be required to stop for eastbound and westbound traffic on Birge Street; and
 - (c) That eastbound traffic on Northgate Drive be required to stop for northbound and southbound traffic on Moxley Drive; and
 - (d)
 - i. That four-way stop control be implemented at the intersection of Dundonald Avenue and Erindale Avenue; and
 - ii. That northbound traffic on Aberfoyle Avenue be required to stop for eastbound and westbound traffic on Montrose Avenue; and
 - (e) That three-way stop control be implemented at the intersection of Kentley Drive and Nugent Drive; and
 - (f) That a "No Stopping" regulation be implemented on the west side of Dunn Avenue commencing at Brampton Street and extended to a point 75 feet northerly therefrom; and
 - (g) That a "Two Hour Parking Time Limit, 7:00 a.m. to 9:00 p.m., seven days a week" regulation be implemented on the south side of Maplewood Avenue between Lorne Avenue and Norway Avenue; and
 - (h) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation and "Alternate Side Parking" regulation on West 35th Street between Bendamere Avenue and the south end be replaced with a "No Parking, 9:00 a.m. to 5:00 p.m., Monday to Friday" regulation on both sides of the street; and

- (i)
 - i. That the existing "Permit Parking" regulation on the south side of Colbourne Street between MacNab Street and Severn Street be shortened such that the regulation commences at a point 94 feet east of MacNab Street and extends to Severn Street; and
 - ii. That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Colbourne Street commencing at MacNab Street and extending to a point 94 feet easterly therefrom; and
 - iii. That the maximum number of permits to be issued to residents of Colbourne Street between MacNab and Severn Streets be reduced from six to three; and
- (j) That parking be permitted on the west of Mount Albion Road between Kingswood Drive and a point 165 feet south of Glencastle Drive between the hours of 7:00 a.m. and 2:00 a.m. on Saturdays and Sundays; and
- (k)
 - i. That the existing "Two Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the west side of West 34 Street from Bendamere Avenue to a point 333 feet northerly therefrom be extended such that the regulation extends to a point 456 feet north of Bendamere; and
 - ii. That the existing "Two Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of West 34 Street from Bendamere Avenue to a point 330 feet northerly therefrom be extended such that the regulation extends to a point 463 feet north of Bendamere; and
- (l) That the existing one hour parking time limit in the meters on the north side of Jackson Street East between Catharine Street and Walnut Street be replaced with a two hour parking time limit; and
- (m) That the existing "No Stopping, Wheelchair Loading Only, 10:00 a.m. to 6:30 p.m., 7 days a week" regulation on the east side of East 22nd Street commencing at a point 321 feet north of Fennell Avenue and extending to a point 25 feet northerly therefrom, be revised such that the regulation is in effect from 10:00 a.m. to 8:00 p.m., seven days a week; and

- (n) That a "No Stopping", 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the east side of East 25th Street commencing at Franklin Road and extending to a point 90 feet southerly therefrom; and
- (o)
 - i. That stopping prohibited on the east side of Templemead Drive from Everest Street to a point 82 feet northerly therefrom; and
 - ii. That stopping be prohibited on the east side of Templemead Drive from Everest Street to a point 64 feet southerly therefrom; and
- (p) That a "No Stopping" corner clearance be implemented on the north side of Dallas Avenue commencing at East 36th Street and extending to a point 49 feet easterly therefrom; and
- (q) That a "No Stopping" corner clearance be implemented on the north side of Main Street East commencing at Delena Avenue and extending to a point 111 feet westerly therefrom; and
- (r)
 - i. That Glencarry Avenue be operated one-way southerly from King Street East to a point 94 feet northerly therefrom; and
 - ii. That stopping be prohibited on the east side of Glencarry Avenue from King Street East to a point 114 feet northerly therefrom; and
 - iii. That stopping be prohibited on the west side of Glencarry Avenue from King Street East to a point 124 feet northerly therefrom; and
- (s) That in accordance with the request by the Hamilton Street Railway Company the following bus stop relocation be approved:

Route 4 Bayfront/Nash

Southbound - Quigley Road, west side, from 104 feet south of the south curb line of Albright Road (F/S) to 49 feet north of the north curb line of Albright Road (N/S).

- 20. (a) That, in accordance with Section 70 of the Police Act, the following persons be appointed as Parking Control Officers:

Mr. Uriel Thompson
Mr. Laurence Cardinal

- (b) That the previous list of personnel appointed as Parking Control Officers be revised by deleting the following names:

Mr. John Tyne
Mr. Jack Anthony
- 21. (a) That the School Crossing Guard presently located at the intersection of Burlington Street and Niagara Street be relocated to Burlington Street and Hillyard Street, subject to the installation of a traffic signal at the intersection of Burlington Street and Hillyard Street; and
- (b) That the Engineering Services Committee of the Regional Council be so advised.
- 22. That the following recommendations be forwarded to the Ministry of Transportation, Ontario for consideration in the review of the provincial policy on bicycles:
 - (a) That the Ministry of Transportation of Ontario undertake studies and review background data to ascertain on a general basis the effects of promoting increased bicycle ridership of different types. Factors to be considered should include public health, roadway safety, energy, mobility and other related matters. The studies should consider the cost/benefit economics of allocating funds to bicycle facilities; and
 - (b) That the Ministry of Transportation of Ontario consider providing subsidy for municipalities to undertake detailed studies specific to bicycle usage such as ascertaining the degree to which such usage will benefit municipalities, how to best promote increased bicycle use or planning for new facilities; and
 - (c) That the Ministry of Transportation consider revising the existing policy to consider provision of paved shoulders for bicycle use on low-volume highways other than limited-access facilities, subject to criteria to be developed for selection and design; and
 - (d) That, to encourage the development of bicycle facilities such as off-street bicycle paths or wider curb lanes within the municipalities, the Ministry of Transportation consider provision of subsidy for the construction and maintenance of such facilities; and

- (e) That the initiative of the Ministry of Transportation of Ontario to pass a mandatory helmet use law be supported, based on the understanding that such a law and the associated cost to cyclists is warranted as (a) the statistical information indicates that such a law will prevent cyclist injuries and (b) adequate enforcement can be achieved; and
- (f) That the Ministry of Transportation adopt a coordinating role to ensure continuity of bicycle routes between adjacent municipalities throughout the Province and consider the creation of a full-time staff position for this duty; and
- (g) That, to encourage commuter cycling, the Province of Ontario consider the feasibility of providing subsidy for employers, schools, etc. who provide secure, weather-proof bicycle storage facilities and/or new or improved change and shower facilities at their establishments; and
- (h) That, where review indicates the need, new or additional educational programs should be developed and implemented in the areas of: helmet use; off-street riding skills; on-street cyclist laws and riding skills; and motor vehicle driver awareness of cyclist rights.

23. That leave be granted to introduce the following Bills:

- (a) **Bill A-49** By-law to Alter Sanatorium Road From West 21st Street to Garth Street
- (b) **Bill A-50** By-law to Authorize the Sale of the Closed Portions of the First East/West Alleyway South of Main Street East Between Balmoral Avenue and Grosvenor Avenue, Registered Plan No. 586 Designated as Parts 2, 3, 5, 6, 8, and 9 on Plan 62R-10227.
- (c) **Bill A-51** By-law to Authorize the Sale of the Closed Portions of the First East/West Alleyway South of Concession Street Between East 39th and East 38th Street, Registered Plan 444 Designated as Parts 1, 2, 3, and 4 on Plan 62R-11097.
- (d) **Bill A-52** By-law to Incorporate Parts 1, 2, 3, 4, 5 and 12, Plan 62R-11790 Into DiCenzo Drive.

- (e) **Bill A-53** By-law to Amend By-Law 89-72 to Regulate Traffic.
- (f) **Bill A-54** By-law to Amend By-Law 89-72 to Regulate Traffic.

RESPECTFULLY SUBMITTED,

T. Agnello
Secretary

**ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE**

July 25, 1991

Ref: C14-9-91

NOTE: GST IS EXTRA AT 7% TO ALL PRICES

EQUIPMENT AND LABOUR FOR SNOW REMOVAL 1991-92, 1992-93, 1993-94

1) TRUCK MOUNTED SNOW PLOWS, COMPLETE WITH SNOW WING

HS&M Landscape & Maintenance Div. of Mikori Investments Inc. 1492 Wallace Road Oakville, Ontario L6L 2Y2	Number of Units		HOURLY RATE PER TERM			
	Owned	Non-Owned	Make/Model/Year	Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8	1		17' with Wing 35,000 Single axle Ford 8000 1981	\$ 95.00	\$105.00	\$115.00
			8' blade 1 ton pickup, single axle, '83 Dodge	\$ 45.00	\$ 48.00	\$ 52.00
			7' blade under 46,000 kg. single axle, 1980 GMC	\$45.00	\$46.00	\$48.00
Greco Bobcat Service & Concrete 6 Valora Court Hamilton, Ontario L8E 4S5	1		12' wing, single axle 17,500 GVW, 1983 Int. Model 2010A	\$ 70.00	\$ 75.00	\$ 80.00
			14' one way plow 17,500 GVW, 1983 Int. Model 2010A	\$ 70.00	\$ 75.00	\$ 80.00
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	1					

APPENDIX "A" as referred to in Section 7 of the TENTH Report of the Transport and Environment Committee

1) TRUCK MOUNTED SNOW PLOWS, COMPLETE WITH SNOW WING Cont'd.

	Number of Units		HOURLY RATE PER TERM			
	<u>Owned</u>	<u>Non-Owned</u>	<u>Make/Model/Year</u>	Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94
Alan Heley 43 Jamie Ann Court Hamilton, Ontario L8W 1Y3		10	8' Blade	\$ 46.00	\$ 46.00	\$ 48.00
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L8E 3P2		1	10' Blade, single axle, 14,000 GVW Ford L800 1980	\$ 50.00	\$ 53.00	\$ 57.00
		1	10' Blade, Tandem 29,000 GVW Int. 2500 1979	\$ 50.00	\$ 53.00	\$ 57.00

2) MOTOR GRADER MOUNTED SNOW PLOW & WING:

A) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$500 and \$1,500 as per Page 4, Item 4. Standby Time a)

	Number of Units	Owned	Non-Owned	Make/Model/Year	HOURLY RATE PER TERM			
					Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
F & S Excavating Ltd. 9 Tamarack Place Stoney Creek, Ontario L8N 2M7 Did not specify - 1	1	Did not specify - 1		6' Blade, 1990	\$ 43.00	\$ 43.00	\$ 43.00	
				Toyota 4X4				
				6' Blade, 1988				
				GMC				

B) HOURLY RATE PER TERM based on number of hours used with NO START UP COST as per Page 5, Item 4. Standby Time b)

	Number of Units	Owned	Non-Owned	Make/Model/Year	HOURLY RATE PER TERM			
					Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
King Paving & Materials Co. Div. of KPM Industries Ltd. 3385 Harvester Road Burlington, Ontario L7R 3Y5	1			14' Blade Unit 1704 1969 Champion	\$104.00	\$106.00	\$108.00	
				13' Blade Unit 1706 1970 Champion				
				13' Blade Unit 1707 1971 Champion				
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0	2			14' Blade Cat 140G	\$154.21	\$158.88	\$163.55	

2) MOTOR GRADER MOUNTED SNOW PLOW & WING:

C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c)

	Number of Units	Owned	Non-Owned	Make/Model/Year	HOURLY RATE PER TERM			
					Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	GST extra
Digit Contractors Ltd. R. R. #2 Binbrook, Ontario L0R 1C0	1			1978 13'6" Blade Champion 740	\$145.00	\$150.00	\$155.00	
Black Top Enterprises Limited 93 Main Street South Hagersville, Ontario N0A 1H0	1			1975 602-T Champion	\$135.00	\$140.00	\$145.00	
				1968 562-T Champion	\$135.00	\$140.00	\$145.00	
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8	1			13' Blade Double Axle, 1978 Champion 740	\$135.00	\$145.00	\$152.00	
Bill Price Grader Rentals R. R. #1 Smithville, Ontario L0R 2A0	1			13' Blade, Single Axle, 1966 Austin Western	\$155.00	\$165.00	\$175.00	
	1			13' Blade, Single Axle, 1968 Austin Western	\$155.00	\$165.00	\$175.00	

2) MOTOR GRADER MOUNTED SNOW PLOW & WING:

C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c) - Cont'd.

	Number of Units	<u>Owned</u>	<u>Non-Owned</u>	<u>Make/Model/Year</u>	<u>HOURLY RATE PER TERM</u>		
					<u>Nov. '91 to April '92</u>	<u>Nov. '92 to April '93</u>	<u>Nov. '93 to April '94</u>
Danbill Equipment Rental Ltd. 12 Whittaker Avenue Grimsby, Ontario L3M 3J1	1			14' Blade 1974 Champion 600	\$147.00	\$154.35	\$162.06
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L8E 3P2	1			12' Blade Champion 562 1967	\$140.00	\$148.00	\$157.00

3) MOTOR GRADER ONLY:

A) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$500 and \$1,500 as per Page 4, Item 4. Standby Time a)

NO BIDS

B) HOURLY RATE PER TERM based on number of hours used with NO START UP COST as per Page 5, Item 4. Standby Time b)

					HOURLY RATE PER TERM			
					Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
King Paving & Materials Co. Div. of KPM Industries Ltd. 3385 Harvester Road Burlington, Ontario L7R 3Y5	1	Non-Owned	14' Blade Unit 1705 1969 Champion	1	\$104.00	\$106.00	\$108.00	
					\$104.00	\$106.00	\$108.00	
					\$104.00	\$106.00	\$108.00	
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JDR Tools & Equipment 495 Arvin Avenue Stoney Creek, Ontario L8E 2N1	1	Non-Owned	Champion 740	1	\$ 90.00	\$ 94.00	\$ 98.00	
					\$ 90.00	\$ 94.00	\$ 98.00	
					\$ 90.00	\$ 94.00	\$ 98.00	
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Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0	2	Non-Owned	14' Blade Cat 140G	2	\$154.21	\$158.88	\$163.55	
					\$154.21	\$158.88	\$163.55	
					\$154.21	\$158.88	\$163.55	

3) MOTOR GRADER ONLY:

C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c)

	Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Sisson Construction Limited o/a Quigley Contracting 185 Hendershott Road, P.O. Box 178 Hannon, Ontario L0R 1P0			12' Blades				
			Double Axles				
	1		Cat. Model 14				
	1		Cat. Model 112				
	1		Adams Model 330				
	2		Adams 440				
	1		Champion 562	\$118.00	\$126.00	\$135.00	
Digit Contractors Ltd. R. R. #2 Binbrook, Ontario L0R 1C0	1		13'6" Blade				
	1		1961 Cat. 12				
	1		1962 Champion				
		1	1972 Champion	\$125.00	\$130.00	\$135.00	GST extra
			1962 Champion				
Black Top Enterprises Limited 93 Main Street South Hagersville, Ontario N0A 1H0	1		1960 Cat 12	\$125.00	\$130.00	\$135.00	
Wm. Groves Limited 800 Rennie Street Hamilton, Ontario L8H 3R2	1		13' with front blade, 1981 Dodge D600	\$118.00	\$130.00	\$143.00	

3) MOTOR GRADER ONLY; Cont'd.

C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c)

	Number of Units	Non-Owned	Make/Model/Year	HOURLY RATE PER TERM			
				Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8	1		13' Blade Double Axle, 1978 Champion 740	\$120.00	\$125.00	\$135.00	
Bill Price Grader Rentals R. R. #1 Smithville, Ontario L0R 2A0	1		12' Blade Double Axle 1968 Cat 8T 1974 Cat 99E 1981 Cat 82V 1972 Cat 70D 1973 Cat 70D	\$127.50	\$135.00	\$142.50	
Danbill Equipment Rental Ltd. 12 Whittaker Avenue Grimsby, Ontario L3M 3J1	1		14' Blades 1980 Champion 562 1968 Champion 562 1968 Champion 560 1972 Wabco 666B	\$128.40	\$137.38	\$146.99	
Workman Excavating 849 Butter Road Ancaster, Ontario L9G 3L1	1		12', 4X4 15 Ton, M.F. 1805 1978	\$104.00	\$108.00	\$112.00	

3) MOTOR GRADER ONLY: Cont'd.

C) HOURLY RATE PER TERM based on Start up cost of \$2,000 paid \$1,000 and \$1,000 as per Page 5, Item 4. Standby Time c)

	Number of Units		Make/Model/Year	<u>HOURLY RATE PER TERM</u>			
	<u>Owned</u>	<u>Non-Owned</u>		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L8E 3P2	1		12' Blade Cat 12 1969 13' Blade Cat 14 1965 13' Blade Wabco 666 1964				
	1			\$129.00	\$137.00	\$145.00	

4) TANDEM REAR AXLE DUMP TRUCKS

	Owned	Number of Units Non-Owned	Make/Model/Year	HOURLY RATE PER TERM			
				Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Gordon E. Cooper 545 Barnaby Street Hamilton, Ontario L8H 6T8	4		16 yds. Double Axle See list	\$ 44.50	\$ 46.00	\$ 46.50	
Douglas H. Hawkes o/a Lakeview Haulage 54 Seabreeze Crescent Fruitland, Ontario L0R 1L0	4		16 yds. Double Axle See list	\$ 42.00	\$ 43.00	\$ 44.00	
L.M. Enterprises 714794 Ontario Limited 27 Crooks Street Hamilton, Ontario L8R 2Z7	5	6	All 16 yds. except one 14 yd., Double Axles See List	\$ 43.00	\$ 44.00	\$ 45.00	
Black Top Enterprises Limited 93 Main Street South Hagersville, Ontario N0A 1H0	2		14 yds., Double Axle, Int. 1978 Ford 1978	\$ 42.00	\$ 43.00	\$ 44.00	
Keldi Enterprise 2075 Nebo Road, R. R. #2 Mount Hope, Ontario	1	8	20 yds. Double Axle See List	\$ 43.00	\$ 45.00	\$ 47.00	* plus taxes
Leo Stremble 802 Highway #97, R. R. #3 Puslinch, Ontario N0B 2J0	1		20 yds. Double Axle Ford 8000 1988	\$ 46.00	\$ 48.00	\$ 50.00	

4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

	Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
775686 Ont. Inc. o/a Tri-R-Trucking 500 Green Road North, Unit #801 Stoney Creek, Ontario L8E 3M6 4	3		3 - 16 yds., 4 - 8 yds. Double Axles See List	\$ 44.00	\$ 46.00	\$ 48.00	
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8	1		18 yds. Double Axle 1979 Ford 8000 1980 Mack DMM	\$ 46.00	\$ 50.00	\$ 55.00	
JDR Tools & Equipment 495 Arvin Avenue Stoney Creek, Ontario L8E 2N1 3			16 yds. Double Axle See List	\$ 45.00	\$ 48.00	\$ 51.00	
Stockford Haulage 60 Edith Avenue Hamilton, Ontario L8T 4H2	1		24 yds. Double Axle Int. 2674 1983	\$ 38.00	\$ 38.00	\$ 38.00	
J & R Trucking 6285 Regional Road 13, P.O. Box 52 Binbrook, Ontario L0R 1C0	1		19 yds. Double Axle 1989 Ford 8000	\$ 46.00	\$ 48.00	\$ 50.00	

4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

		Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
Owned	Non-Owned				Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Alfonsi Haulage 307 Huxley Avenue South Hamilton, Ontario L8K 2R5	1			17 yds. Double Axle 1980 Int. 51900	\$ 43.00	\$ 44.00	\$ 45.00	
Mike Smrka 118 Main Street North Waterdown, Ontario L0R 2H0	1			16-1/2 yds. Double Axle 1989 Ford L8000	\$ 43.00	\$ 44.00	\$ 45.00	
Alan Heley 43 Jamie Ann Court Hamilton, Ontario L8W 1Y3		7		18 yds.	\$ 46.00	\$ 46.00	\$ 48.00	
Cardi Construction Limited 24 Garden Avenue Stoney Creek, Ontario L8E 2Y9	15			See List	\$ 45.00	\$ 45.00	\$ 45.00	
David Flegg c.o.b. Flegg's Haulage 38 Benson Avenue Hamilton, Ontario L8H 3M9	1			16.2 yds. Double Axle, 1990 Kenworth T450	\$ 47.00	\$ 48.00	\$ 49.00	
Molisan Construction Company Limited 40 Hildegard Drive Hamilton, Ontario L8K 5R9	1			14 cu.yds. Double Axle 1988 Ford 8000	\$ 47.00	\$ 49.00	\$ 51.00	ph

4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

	Number of Units		Make/Model/Year	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0	10		14 cu.yds. Double Axle See List	\$ 51.40	\$ 56.07	\$ 60.75	
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L0E 3P2	16	5	15 cu.yds. Double Axle See List	\$ 48.00	\$ 52.00	\$ 56.00	
Pasinato Haulage Ltd. 213 Stone Church Road West Hamilton, Ontario L9B 1A2		50		\$ 41.00	\$ 42.00	\$ 44.00	
758565 Ontario Limited o/a Mountainview Excavating 908 Ridge Road East Vinemount, Ontario L0R 2G0	1		16 yard Double Axle GMC 1978	\$ 43.00	\$ 44.00	\$ 45.00	
J & M Caucci Concrete Ltd. 38 Cherryridge Close Hamilton, Ontario L8G 4X3	1		18 yards Double Axle Ford 1989	\$ 51.00	\$ 52.00	\$ 53.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	40		18 cu.yds. Double Axle See List	\$ 47.00	\$ 49.00	\$ 51.00	

4) TANDEM REAR AXLE DUMP TRUCKS Cont'd.

	Owned	Number of Units Non-Owned	Make/Model/Year	HOURLY RATE PER TERM			
				Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
G.F. Mason Excavating P.O. Box 6 Fruitland, Ontario L0R 1L0	3		18 cu.yds. Double Axle See List	\$ 47.00	\$ 49.35	\$ 51.80	
Greco Bobcat Service 6 Valore Court Hamilton, Ontario L8E 4S5	2		16 yard Double Axle See List	\$ 49.00	\$ 50.00	\$ 51.00	
Tony & Paul Concrete 6 Hewitson Road Stoney Creek, Ontario L8E 2T4	2		16 & 18 yards Double Axle See List	\$ 51.00	\$ 52.00	\$ 53.00	
D. Swing Trucking P.O. Box 193 Hannon, Ontario L0R 1P0	2	4	Various yardages Double Axle See List	\$ 42.00	\$ 44.00	\$ 46.00	
Puglisi & Son Haulage Ltd. 524 Upper Kenilworth Avenue Hamilton, Ontario L8T 4H2	2	6	15 ft. Double Axles See List	\$ 44.00	\$ 46.00	\$ 48.00	
Roma Concrete & Paving 2 Hewitson Road Stoney Creek, Ontario L8E 2T4	2		16 cu.yds. Double Axles See List	\$ 51.00	\$ 52.00	\$ 53.00	

5) RUBBER TIRED LOADERS

		Number of Units		Size of Bucket	HOURLY RATE PER TERM			
		Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Molisian Construction Company Limited 40 Hildegard Drive Hamilton, Ontario L8K 5R9		1		1989 Ford 655 1-1/4 cu.yds.	\$ 52.00	\$ 54.00	\$ 56.00	* plus GST
Cardeen Construction Limited 11 Garden Avenue, Unit #8 Stoney Creek, Ontario L8E 2Y8		8		See List	\$106.00 \$ 66.00 \$ 71.00	\$109.00 \$ 69.00 \$ 74.00	\$114.00 \$ 74.00 \$ 79.00	
Cardi Construction Limited 24 Garden Avenue Stoney Creek, Ontario L8E 2Y9		5		See List	\$ 52.00 \$ 45.00 \$103.00	\$ 55.00 \$ 46.00 \$105.00	\$ 60.00 \$ 47.00 \$107.00	
Alan Heley 43 Jamie Ann Court Hamilton, Ontario L8W 1Y3			4	1.5 yd.	\$ 57.00	\$ 57.00	\$ 58.00	
O. Ciccarelli & Son Contracting 807 Highway 53 East, R. R. #1 Ancaster, Ontario L9G 3K9		1		'89 Caterpillar 2.5 yd. ³	\$ 75.00	\$ 77.00	\$ 79.00	
Workman Excavating 849 Butter Road Ancaster, Ontario L9G 3L1		2		1-1/2 yd. ³	\$ 62.00	\$ 64.00	\$ 66.00	

5) RUBBER TIERED LOADERS Cont'd.

	Owned	Number of Units Non-Owned	Size of Bucket	HOURLY RATE PER TERM			
				Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Bill Price Grader Rentals R. R. #1 Smithville, Ontario L0R 2A0	1	1	1-1/2 yd.	\$ 55.00	\$ 57.50	\$ 60.00	
R.C.M. Contracting Ltd. 54 Pleasant Avenue Hamilton, Ontario L9C 4M7	4		1-1/2 yds.	\$ 44.86	\$ 46.73	\$ 48.60	
JDR Tools & Equipment 495 Arvin Avenue Stoney Creek, Ontario L8E 2N1	10		3 yard 1-1/4 yard	\$ 85.00 \$ 55.00	\$ 90.00 \$ 58.00	\$ 95.00 \$ 61.00	
Mountsberg Excavating Inc. 1554 Old Highway 99, R. R. #3 Dundas, Ontario L9H 5E3	3		1-1/2 yard	\$ 65.00	\$ 67.50	\$ 70.00	
All Around Contracting 1-473 Melvin Avenue Hamilton, Ontario L8H 2L8	1		1 m ³	\$ 56.00	\$ 60.00	\$ 65.00	
775686 Ont. Inc. o/a Tri-R-Trucking 500 Green Road North, Unit #801 Stoney Creek, Ontario L8E 3M6		2	1-1/2 Bucket	\$ 48.00	\$ 50.00	\$ 52.00	

5) RUBBER TIRE LOADERS Cont'd.

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Angel Excavating Ltd. 420 Highway #8 Stoney Creek, Ontario L8G 1G2 1			1-1/2 yard	\$ 52.00	\$ 54.00	\$ 56.00	
F & S Excavating Ltd. 9 Tamarack Place Stoney Creek, Ontario L8N 2M7 2			2 yards	\$ 45.00	\$ 45.00	\$ 45.00	
Wm. Groves Limited 800 Rennie Street Hamilton, Ontario L8H 3R2 1			1-1/2 yards	\$ 83.00	\$ 91.00	\$ 100.00	
Keldi Enterprise 2075 Nebo Road, R. R. #2 Mount Hope, Ontario		3	1-1/4 yards ³	\$ 55.00	\$ 57.00	\$ 59.00	
L.M. Enterprises 714794 Ontario Limited 27 Crooks Street Hamilton, Ontario L8R 2Z7 2			1-1/2 yards	\$ 55.00	\$ 55.00	\$ 57.00	
William Spear 161 Allenby Hamilton, Ontario L9A 2T6 1			1-1/4 yards ³	\$ 55.00	\$ 57.75	\$ 60.55	

5) RUBBER TIRE LOADERS Cont'd.

	Owned	Non-Owned	Size of Bucket	HOURLY RATE PER TERM			
				Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0	4		4 yards	\$107.48	\$112.15	\$116.82	
Advance Excavating 505 Kenora Avenue, Bldg. #1 Hamilton, Ontario L0E 3P2	2 6		1-1/2 yard ³ 1-1/2 yard ³	\$ 60.00 \$ 78.00	\$ 64.00 \$ 83.00	\$ 68.00 \$ 88.00	
Digmor Excavating Ltd. 120 Second Road West Stoney Creek, Ontario L8G 3X4	1	1	1-1/2 yard	\$ 54.00	\$ 56.00	\$ 58.00	
Pasinato Haulage Ltd. 213 Stone Church Road West Hamilton, Ontario L9B 1A2		1	Front Blower 1-1/2 yd.	\$ 55.00	\$ 56.00	\$ 58.00	
Bill Wilcockson Trenching 182 East 19th Street Hamilton, Ontario L9A 4S5	1		1-1/2 yards	\$ 57.50	\$ 58.50	\$ 59.50	
758565 Ontario Limited o/a Mountainview Excavating 908 Ridge Road East Vinemount, Ontario L0R 2G0	2		Various sizes 24"	\$ 55.00	\$ 57.00	\$ 59.00	

5) RUBBER TIERED LOADERS Cont'd.

	Number of Units		Size of Bucket	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
J & M Caucci Concrete Ltd. 38 Cherryridge Close Hamilton, Ontario L8G 4X3	1		1 yard	\$ 57.00	\$ 58.00	\$ 59.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	15		3 yard ³ 1.5 yard ³	\$ 92.00 \$ 62.00	\$ 97.00 \$ 67.00	\$ 102.00 \$ 72.00	
G.F. Mason Excavating P.O. Box 6 Fruitland, Ontario L0R 1L0	1 3		3-1/2 yd.Bucket 1-1/8 yd.Bucket	\$ 85.00 \$ 58.00	\$ 89.25 \$ 61.00	\$ 93.70 \$ 64.00	
Greco Bobcat Service 6 Valore Court Hamilton, Ontario L8E 4S5	1		1 Yard	\$ 59.00	\$ 60.00	\$ 61.00	
Tony & Paul Concrete 6 Hewitson Road Stoney Creek, Ontario L8E 2T4	1		1 Yard	\$ 57.00	\$ 58.00	\$ 59.00	
D. Swing Trucking P.O. Box 193 Hannon, Ontario L0R 1P0	2		1-1/2 yds.	\$ 46.00	\$ 48.00	\$ 50.00	

5) RUBBER TIRE LOADERS Cont'd.

	<u>Number of Units</u>		<u>Size of Bucket</u>	<u>HOURLY RATE PER TERM</u>		
	<u>Owned</u>	<u>Non-Owned</u>		<u>Nov. '91 to April '92</u>	<u>Nov. '92 to April '93</u>	<u>Nov. '93 to April '94</u>
Roma Concrete & Paving 2 Hewitson Road Stoney Creek, Ontario L8E 2T4	1		1 Yard	\$ 57.00	\$ 58.00	\$ 59.00

6) WHEELED SIDEWALK CLEANER WITH BLADE LESS THAN 5'

	Number of Units		Size of Blade	HOURLY RATE PER TERM			
	Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Artiek 617180 (Wayne Gater) 250 Kemp Road West Grimsby, Ontario L3M 4E7	5		5'	\$ 58.00	\$ 61.00	\$ 64.00	
O. Ciccarelli & Son Contracting 807 Highway 53 East, R. R. #1 Ancaster, Ontario L9G 3K9	1 1		48" 60"	\$ 45.00	\$ 46.00	\$ 47.00	
Workman Excavating 849 Butter Road Ancaster, Ontario L9G 3L1	1	1	4' Blade or Snowblower 5'	\$ 62.00	\$ 64.00	\$ 66.00	
R.C.M. Contracting Ltd. 54 Pleasant Avenue Hamilton, Ontario L9C 4M7	2		4-1/2' bucket	\$ 41.12	\$ 42.99	\$ 44.86	
JDR Tools & Equipment 495 Arvin Avenue Stoney Creek, Ontario L8E 2N1	1			\$ 52.00	\$ 55.00	\$ 58.00	
Harold J. Martin o/a Crescan Landscape Contractors P.O. Box 4056, Station D Hamilton, Ontario L8V 4L5	2	1	See List	\$ 50.00	\$ 54.00	\$ 58.00	

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6) WHEELED SIDEWALK CLEANER WITH BLADE LESS THAN 5' Cont'd.

	<u>Number of Units</u>		<u>Size of Blade</u>	<u>HOURLY RATE PER TERM</u>			
	<u>Owned</u>	<u>Non-Owned</u>		<u>Nov. '91 to April '92</u>	<u>Nov. '92 to April '93</u>	<u>Nov. '93 to April '94</u>	
775686 Ont. Inc. o/a Tri-R-Trucking 500 Green Road North, Unit #801 Stoney Creek, Ontario L8E 3M6 1		1	60"	\$ 44.00	\$ 45.00	\$ 46.00	
Keldi Enterprise 2075 Nebo Road, R. R. #2 Mount Hope, Ontario	1	1	4'11"	\$ 45.00	\$ 47.00	\$ 49.00	
HS&M Landscape & Maintenance Div. of Mikori Investments Inc. 1 1492 Wallace Road 1 Oakville, Ontario L6L 2Y2 1			48" or 60" 48" 32"	\$ 38.00 \$ 30.00 \$ 25.00	\$ 42.00 \$ 34.00 \$ 28.00	\$ 47.00 \$ 38.00 \$ 30.00	
851694 Ontario Inc. o/a Battlefield Bobcat Service 367 Hemlock Avenue Stoney Creek, Ontario L8E 2C9 2			59"	\$ 46.00	\$ 47.00	\$ 48.00	
William Spear 161 Allenby Hamilton, Ontario L9A 2T6 1			4'11"	\$ 45.00	\$ 47.25	\$ 49.65	

6) WHEELED SIDEWALK CLEANER WITH BLADE LESS THAN 5' Cont'd. -23-

	Number of Units	Non-Owned	Size of Blade	HOURLY RATE PER TERM			
				Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Bill's Snow Plowing 80 Robinson Street, Suite 203 Hamilton, Ontario L8P 1Z1	2		4'8" Blade and Bucket	\$ 50.00	\$ 50.00	\$ 53.00	
Triple "G" Fencing & Landscaping 1592 Upper Gage Hamilton, Ontario L8W 1E7	2		Skid Steer Loaders Bucket or Blade 54" & 60"	\$ 48.00	\$ 49.00	\$ 50.00	
Sunset Landscape Construction Ltd. P.O. Box 7045 Ancaster, Ontario L9G 3L3	2		54"-60"	\$ 48.00	\$ 52.00	\$ 56.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	20		Blade & Bucket 54"-60"	\$ 60.00	\$ 65.00	\$ 70.00	
Greco Bobcat Service 6 Valore Court Hamilton, Ontario L8E 4S5	1		5'	\$ 51.00	\$ 52.00	\$ 53.00	

7) WHEELED SIDEWALK CLEANER WITH BLOWER

	<u>Number of Units</u>		<u>Size of Bucket</u>	<u>HOURLY RATE PER TERM</u>			
	<u>Owned</u>	<u>Non-Owned</u>		<u>Nov. '91 to April '92</u>	<u>Nov. '92 to April '93</u>	<u>Nov. '93 to April '94</u>	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	20		8' Blade, V8 4X4 Trucks	\$ 49.00	\$ 53.00	\$ 57.00	

8) TRACK SIDEWALK CLEANER WITH BLADE LESS THAN 5'

			<u>HOURLY RATE PER TERM</u>			
			Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
<u>Number of Units</u>						
<u>Owned</u>	<u>Non-Owned</u>	<u>Size of Bucket</u>				
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Benny Haulage Limited 66 Hillyard Street Hamilton, Ontario	L8L 6B4	1	1978 5'	\$ 68.00	\$ 73.00	\$ 78.00
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741806 Ont. Inc. o/a Blizzard Snow Plowing 669 Beach Blvd. Hamilton, Ontario	L8H 6X8	1	1974 48"	\$ 50.00	\$ 52.00	\$ 55.00
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Bill's Snow Plowing 80 Robinson Street, Suite 203 Hamilton, Ontario	L8P 1Z1	3	1974/5 4'8"	\$ 50.00	\$ 50.00	\$ 53.00
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E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario	L0R 1P0	4	54"	\$ 68.00	\$ 73.00	\$ 78.00

9) TRACK SIDEWALK CLEANER WITH BLOWER NO BIDS

10) MISCELLANEOUS EQUIPMENT

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		Number of Units		HOURLY RATE PER TERM			
		Owned	Non-Owned	Details	Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94
Cardeen Construction Limited 11 Garden Avenue, Unit #8 Stoney Creek, Ontario L8E 2Y8	1			Cat D7 1988 Blade with Cab Hi Track	\$ 95.00	\$ 98.00	\$ 103.00
Cardi Construction Limited 24 Garden Avenue Stoney Creek, Ontario L8E 2Y9	1			Track Loaders Cat 953 1985 Cat 963 1987	\$ 79.00	\$ 81.00	\$ 83.00
Workman Excavating 849 Butter Road Ancaster, Ontario L9G 3L1	1			Int.1066 1980 140 HD 8'Snowblower	\$ 100.00	\$ 104.00	\$ 108.00
				MF 1185 1978 140 HD 8' Snowblower			
				GMC 2500 1989 Pickup 4x4 8' Blade			
Bill Price Grader Rentals R. R. #1 Smithville, Ontario L0R 2A0	1			1991 Dodge Truck complete with rev. plow, 4X4, 1 ton dual wheels	\$ 40.00	\$ 42.50	\$ 45.00
R.C.M. Contracting Ltd. 54 Pleasant Avenue Hamilton, Ontario L9C 4M7	1			GMC 3/4 Ton 1985 4 Way Angle Blade	\$ 37.38	\$ 39.25	\$ 41.12
				Jeep 4X4 1989 4 Way Angle Blade			
				Jeep 4X4 1988 4 Way Angle Blade			
JDR Tools & Equipment 495 Arvin Avenue Stoney Creek, Ontario L8E 2N1	7			JD 450 Dozer 6 way Blade	\$ 61.00	\$ 64.00	\$ 67.00
				JD 550 Dozer 6 way Blade			
				JD 750 Dozer			

10) MISCELLANEOUS EQUIPMENT Cont'd.

		Number of Units		Details	HOURLY RATE PER TERM			
		Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Harold J. Martin	2	1		'88/89 3/4T 4X4 with 7-1/2' Western Plow	\$ 50.00	\$ 54.00	\$ 58.00	
o/a Crescan Landscape Contractors P.O. Box 4056, Station D Hamilton, Ontario L8V 4L5	2			'88/89 Gravelly 5400 12 hp with 48" blade or 39" snow thrower	\$ 32.00	\$ 35.00	\$ 39.00	
Wm. Groves Limited 800 Rennie Street Hamilton, Ontario L8H 3R2	1			Ford 555A 1985 Loader/Backhoe	\$ 77.00	\$ 85.00	\$ 84.00	
Keldi Enterprise 2075 Nebo Road, R. R. #2 Mount Hope, Ontario	1 1	4		'78 Jimmy 4X4 7-1/2' Blade '75 Chev 1 ton 4X4 8-1/2' Blade On request	\$ 43.00 \$ 43.00 \$ 43.00	\$ 45.00 \$ 45.00 \$ 45.00	\$ 47.00 \$ 47.00 \$ 47.00	
L.M. Enterprises 714794 Ontario Limited 27 Crooks Street Hamilton, Ontario L8R 2Z7	1			'90 Bobcat 743 5' bucket	\$ 45.00	\$ 6.00	\$ 47.00	
HS&M Landscape & Maintenance Div. of Mikori Investments Inc. 1492 Wallace Road Oakville, Ontario L6L 2Y2	3			1 ton 8' Arctic Plow & 2 yd. Sanding Unit '89/'90/'91	\$ 40.00	\$ 45.00	\$ 50.00	

10) MISCELLANEOUS EQUIPMENT Cont'd.

- 28 -

			Number of Units			HOURLY RATE PER TERM			
			Owned	Non-Owned		Nov. '91 to April '92	Nov. '92 to April '93	Nov. '93 to April '94	
Bill's Snow Plowing 80 Robinson Street, Suite 203 Hamilton, Ontario L8P 1Z1	2	Ford 4X4 Power Angle Plow '80/'87				\$ 50.00	\$ 50.00	\$ 53.00	
Delmar Contracting Limited 696 Arvin Avenue Fruitland, Ontario L0R 1L0	3	Rubber Tire Backhoes '87/'90				\$ 88.79	\$ 93.46	\$ 98.13	
Sunset Landscape Construction Ltd. P.O. Box 7045 Ancaster, Ontario L9G 3L3	1	'88 GMC 1 Ton 8' Blade				\$ 48.00	\$ 52.00	\$ 56.00	
E. Woytkiw Haulage Ltd. P.O. Box 235 Hannon, Ontario L0R 1P0	2	Single axle 10 cu.yd. dump sander with spinners, equiv. to City sanders '83 Intern/2010A				\$ 70.00	\$ 75.00	\$ 80.00	

CRITERIA FOR INDUSTRIAL ROADSIDE BEAUTIFICATION PROGRAM - JULY 1991

This program is offered to beautify the city owned portion of industrial roadside areas on a 50/50 cost share of the initial capital cost providing the adjacent property owner enters into an agreement with the City of Hamilton to maintain the landscaping.

Criteria

Design

1. Applicant must submit design plan to Public Works, Parks Horticulture with 2 cost estimates for beautification on road allowance.
2. Design to include all overhead and underground utility locates.
3. Must comply with City by-laws.
4. No electric receptacles or lights will be affixed to trees.
5. Parks Horticulture will approve design.

Estimates and Maintenance

1. Estimates to include 1 year warranty on installed plant material.
2. All plant material installed to be maintained by property owner, including: watering, fertilizing, weeding, insect and disease control.
3. All trees planted on the road allowance become the responsibility of the Public Works Department and will be scheduled for trimming in Grid Program.
4. Any replacement trees required will be cost shared between the property owner and the City on a 50/50 cost share basis.
5. Architecturally designed signage to be developed and displayed.
ie: "This roadside beautification project has been undertaken
jointly by firm name and the City of Hamilton,
Public Works Department.

Approval

1. Recommendation Report to the Transport and Environment Committee specifying selected addresses for program based on the date received by the Public Works Department.
2. Upon Council approval, Property owner may proceed with design installation.
3. Upon completion of project, the Public Works Department will inspect site and recommend entering into the agreement whereby the adjacent property owner will be responsible for the maintenance of the landscaping.
4. Upon completion of the agreement which is to be registered on title by the property owner, the Public Works Department will approve release of 50% of the capital cost.

PSU/rb

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **ELEVENTH** Report for 1991 and respectfully recommends:

1. That approval be given to the action taken by the Transport and Environment Committee in approving the application of Mr. T. Farrar, agent for Cycle Hamilton (244 Jackson Street West, Hamilton L8P 1M5) to temporarily close the following City Streets on Sunday July 28, 1991 from 1:30 p.m. to 5:30 p.m. to hold a Cycle Race:
 - i. Claremont Drive West 5th Street to Arcade Crescent
 - ii. Arcade Crescent from Claremont Drive to Gateview Drive
 - iii. Gateview Drive from Arcade Crescent to Cloverhill Road
 - iv. Cloverhill Road from Gateview Drive to Brantdale Street
 - v. Brantdale Street from Cloverhill Road to West 5th Street
 - vi. Hunter Street from Bay Street to Park Street
 - vii. Park Street from Hunter Street to Herkimer Street

be approved; subject to the following conditions:

- (a) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control will be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
- (b) That advance temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways and at the expense of the organizing group.
- (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
- (d) That the applicant provide proof of \$2,000,000 public liability insurance naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss;

- (e) That the applicant reimburse the Regional Police, Transportation/Environmental Services, City of Hamilton, Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
- (f) That no property owner or resident within the barricaded area be denied access to their property upon request.
- (g) That all property owners and tenants along the closed portion of the route be notified of the bicycle race by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.

RESPECTFULLY SUBMITTED,

T. Agnello
Secretary

**ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE**

July 25, 1991

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FOURTEENTH** Report for 1991 and respectfully recommends:

1. That the Mayor write to the Minister of Culture and Communications to commend him for the recent budget increase of \$7.5 million to the Ontario Arts Council.
2.
 - (a) That the proposed Hamilton Dance Festival Adjudication and Gala 1991 for the Hamilton-Wentworth Region co-ordinated by the Department of Physical Education, McMaster University, with the support of the Hamilton Regional Arts Council and the Hamilton Ballet School, be endorsed;
 - (b) That the City of Hamilton provide a grant in the amount of \$1,275.00 to support this Festival; and,
 - (c) That the funds for this grant be provided from Account No. CH55324-70005 within the Department of Culture and Recreation's approved 1991 Budget.
3. That Ms. Delores Pendergast be appointed to serve on the Arts Advisory Sub-Committee for a term to expire 1991 November 30.
4.
 - (a) That a purchase order be issued to Mr. Frank Bufalino & Sons Construction Ltd., St. Catharines, Ontario, in the amount of \$401,250.00 for the addition to and renovations of Gage Park Staff Facilities (Lowest of 5 acceptable tenders received).
 - (b) That a contract be entered into, satisfactory to the City Solicitor.
 - (c) That the funds be provided from Account No. CF5200 629054019.

5. That a purchase order be issued to 877138 Ontario Inc., o/a Bud's Contracting, Stoney Creek, in the amount of \$56,463.90, including all taxes, plus a contingency allowance of \$7,000.00 to construct a parking lot and landscaping at Sam Manson Park, being the lowest of eleven quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and that this expenditure be financed through Sam Manson Park Account No. CF629154004.
6. That the action of the Director of Public Works to transfer \$47,405.28 from Account No. CF5201 6238945001, Reconstruction of Chedoke Parking Lot to Account No. CF5200 629154004 Reconstruction of King's Forest Parking Lot and award the work to King Paving and Materials so that the parking lot could be asphalted to eliminate the dust problem, be approved.
7. That approval be given to Inch Park Baseball Association to sell liquor at their fund raising dance scheduled to take place at the Inch Park Ice Pad on Friday, August 23, 1991 subject to the following terms and conditions:
 - (i) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
 - (ii) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
 - (iii) That the applicant assume responsibility for clean up and all labour related costs as a result of this event.
 - (iv) That the rental fee of \$168.55 be waived for this event.
 - (v) That the appropriate financial statement be submitted following this event.

8. That the Hester Street Bocce Association be granted permission to have alcoholic beverages on the premises on the occasion of their picnic, to be held Sunday, August 11, 1991 at Dundurn Park, subject to the following terms and conditions:
 - (a) That the applicant assume responsibility for all labour related charges associated with the event (set-up, clean-up, etc.).
 - (b) That alcoholic beverages be served in the confined area of the pavilion.
 - (c) That the applicant adhere to the regulations stipulated by the Liquor Licence Board in the provision of alcoholic beverages.
 - (d) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
9.
 - (a) That the Parks and Recreation Committee endorse the sale of alcoholic beverages by the Greek-Canadian Church, on Church property only and in conjunction with their annual Greek Fest to be held August 16, 17, and 18, 1991.
 - (b) That permission be given to the organizers to erect a tent on Inch Park for the purpose of cooking and selling food and to provide an area for entertainment and dancing subject to the following terms and conditions:
 - (i) That approval be received from the Health and Fire Departments for arrangements for the sale of food and refreshments.
 - (ii) That proof of \$2 million Public Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
 - (iii) That police security, satisfactory to the Hamilton-Wentworth Regional Police, be provided.
 - (iv) That precaution be taken by the organizers to ensure the grounds are not damaged and financial restitution be made to the City for any damage that may occur.
 - (v) That all City costs over and above the norm, incurred as a result of this event be paid by the applicant.
 - (vi) That permission be granted to park 100 vehicles on Inch Park, in an area approved by the Parks Division.

10. That approval be granted of the action taken by the Director of Culture and Recreation in approving the request by the Regional Municipality of Hamilton-Wentworth to use Pier 4 Park, Eastwood Park and Bayview Park to host Amstel's Greater Hamilton Aquafest, July 26, and July 27, 1991 subject to the following terms and conditions:
 - (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability and 30 days notice of cancellation, be provided.
 - (b) That the appropriate insurance be in place related to the City's interests, particularly related to non-owned watercraft, automobiles and hot air balloon activities.
 - (c) That all requirements of the Liquor Licence Board of Ontario are met.
 - (d) That the Region assume responsibility for all labour-related costs as a result of this event.
11. That the Citizens group represented by the firm of Turkstra, Mazza, Shinehoft, Mihailovich in organizing a non-profit, charitable foundation to aid in developing, protecting and improving recreational parklands in the City of Hamilton be permitted use of the word "Hamilton" in the name of the foundation - Hamilton Parks Foundation.
12. That the report of the Commissioner of Planning and Development attached herewith as Appendix "A", be forwarded to the Consultant who will be undertaking the Parks Masterplan Study for a review of possible revenue producing strategies for parkland acquisition.
13.
 - (a) That approval of \$20,000.00 be given to proceed with the appointment of an architect, through the tendering and selection process, to provide full architectural and engineering services in the design, contract documentation and administration of construction of a new club house for the Hamilton Tennis Club. To be funded out of the \$300,000.00 approved in the 1991 - 1995 Capital Budget.
 - (b) That a contract be entered into satisfactory to the City Solicitor.

15. That the amount of \$35,338.00 be paid to Symroy Corporation Limited and Marvin Wasserman to purchase the remaining parkland credit balance of 953.42 square metres (0.2355 acre) for lands conveyed to the City in the Rexford Heights, Phase 2 Plan of Subdivision, subject to the owners executing a Release Agreement in a form satisfactory to the City Solicitor. The cost is to be charged to Account No. CH5X306 00201 (Reserve for Acquisition of Parkland).
16.
 - (a) That the Option to Purchase Agreement duly executed by the owner, the Estate of Solomon Wasserman on June 19, 1991 and scheduled for closing on September 19, 1991, be approved and completed. Said property being described as part of Lot 12, Concession 7, formerly in the Township of Barton, being more particularly described as Blocks 142 and 143 on Proposed Plan of Subdivision known as Rose Gardens as prepared by A. J. Clarke and Associates Ltd., being located on the south side of Sirente Drive and comprising of 4.427 acres, more or less. The purchase price of \$1,221,675.00 is to be charged to Account No. CH5X306 00201 (Reserve for Acquisition of Parkland).
 - (b) That it is understood and agreed by both parties that upon the completion of this transaction, the Purchaser (City) will advance one half (1/2) the purchase price, namely \$608,712.50 plus legal fees amounting to \$4,250.00, with the remaining one half (1/2) paid out to the Vendor by the Purchaser on January 2, 1992.
 - (c) That the Mayor and City Clerk be authorized to execute all required agreements.
17. That the Property Department be directed to enter into negotiations with the Hamilton Board of Education to complete the necessary transactions required for the exchange of lands which are of equal size between the City of Hamilton and the Board of Education thereby completing the amalgamation of William Connell Park.
18. That \$15,000.00, the funding necessary to construct provision for sixteen (16) additional wheelchair areas in the north stands Box "K" (near the wheelchair designated washrooms), be considered during the 1992 - 1996 Capital Budget.

19. That the concept plans attached hereto as Appendix "B" for McLaren Park prepared by Victor Ford and Associates, Landscape Architects in concert with the Central/Beasley Citizens' Advisory Committee and Regional and City staff for the Central/Beasley P.R.I.D.E. Programme, be approved in order that the Consultant can proceed with the preparation of detailed plans, specifications and tender documents at an estimated cost of one hundred and fifty thousand dollars (\$150,000.00) so that construction may proceed in the fall of 1991.
20.
 - (a) That the existing F.T.E. position of Superintendent of Park Maintenance be eliminated and the associated job functions be placed under the jurisdiction of the Co-ordinator of Park Development and the Superintendent of Park Development.
 - (b) That a new position of Park Operations Technical Assistant be created through the attrition of an existing Truck Driver/Labourer position.

Respectfully Submitted,

T. Agnello
Acting Secretary

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

1991 July 23

RESULTS OF MUNICIPAL SURVEY

<u>Type of Development</u>	<u>Method of Implementing Section 41 of Planning Act</u>	<u>No. of Municipalities Implementing Method</u>	<u>Comments</u>
New Residential Development (Plan of Subdivision)	- 5% land or .5 (or 1) ha per 300 units	8 ^a	'Brampton may require a lot in subdivision whose value does not exceed 5% value of development. This lot is then sold at a future date, money put in park fund. Toronto requires 5% for high and medium development, 2% for low density development. 'Waterloo requires cash-in-lieu.
	- 5% cash-in-lieu lot ^b	10	
	- 5% cash-in-lieu based on frontages	1	
	- 5% cash-in-lieu based on frontages	1	
Residential Land Severances	- 5% cash-in-lieu (only applies to new lot, remnant lot is exempt) ^c	3	'Does not apply to subdivisions.
	- 5% cash-in-lieu (only applies to new lot, remnant lot is exempt) ^c	3	
Residential Redevelopment ^d	- 5% land	9	'only if new unit is created paid on a per unit basis alterations that increase usability of site subject to fee new units replacing equal number of old units are exempt calculated by proportion of new development to total lot (development)
	- 5% cash-in-lieu	9	
	- 5% cash-in-lieu	9	
	- 5% cash-in-lieu	9	
New Commercial/Industrial Development	- 2% land	9	Etobicoke exempts site smaller or equal to 1/2 acre Burlington requires cash unless otherwise specified Toronto excludes industrial development
	- 2% cash-in-lieu	9	
	- combination of land and cash-in-lieu	9	
	- combination of land and cash-in-lieu	9	

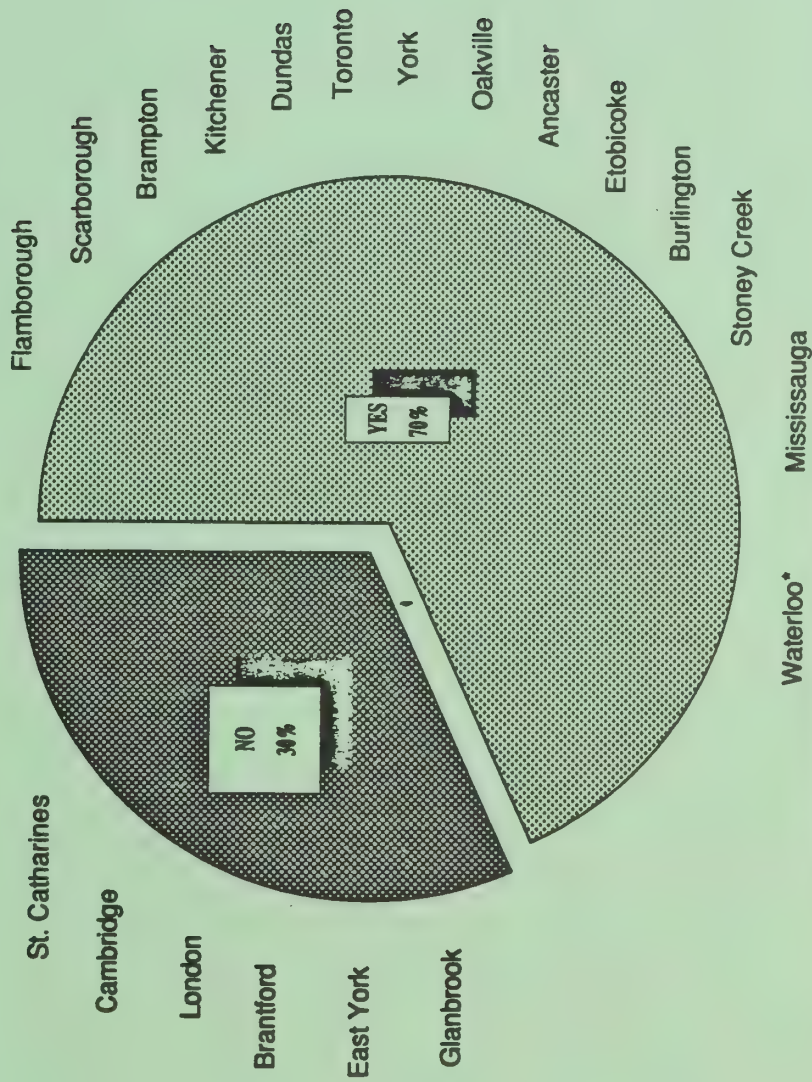
Appendix "A" as referred to
in Section 12 of the
FOURTEENTH Report of the
Parks and Recreation
Committee

<u>Type of Development</u>	<u>Method of Implementing Section 41 of Planning Act</u>	<u>No. of Municipalities Implementing Method</u>	<u>Comments</u>
Commercial/Industrial Redevelopment	<ul style="list-style-type: none"> - 2% land - 2% cash-in-lieu 	8 9	<ul style="list-style-type: none"> - calculated as new GFA = $\frac{\text{Portion of site for 2\% Total GFA}}{\text{Total site}}$ - additions less than 10,000 sq. ft. (929 m²) G.F.A. exempt (Etobicoke) - additions less than 200 m² G.F.A. exempt (Toronto) - alterations that change the usability of a building are subject to 2%. - cash-in-lieu for additions is based on area four times added floor space (Waterloo) - payment for alterations only when there has been no previous parkland dedication (Waterloo) - Waterloo requires a park to be fully developed before ownership is transferred to City. There is a cash-in-lieu of Parkland dedication levy if developer pays cash-in-lieu of parkland only part of addition that is new (extra GFA) is subject to 2%.

Note: The following ten municipalities were sampled:
 Brampton, Waterloo, Toronto, Flamborough,
 Scarborough, Burlington, Etobicoke, Dundas,
 Stoney Creek and Ancaster.

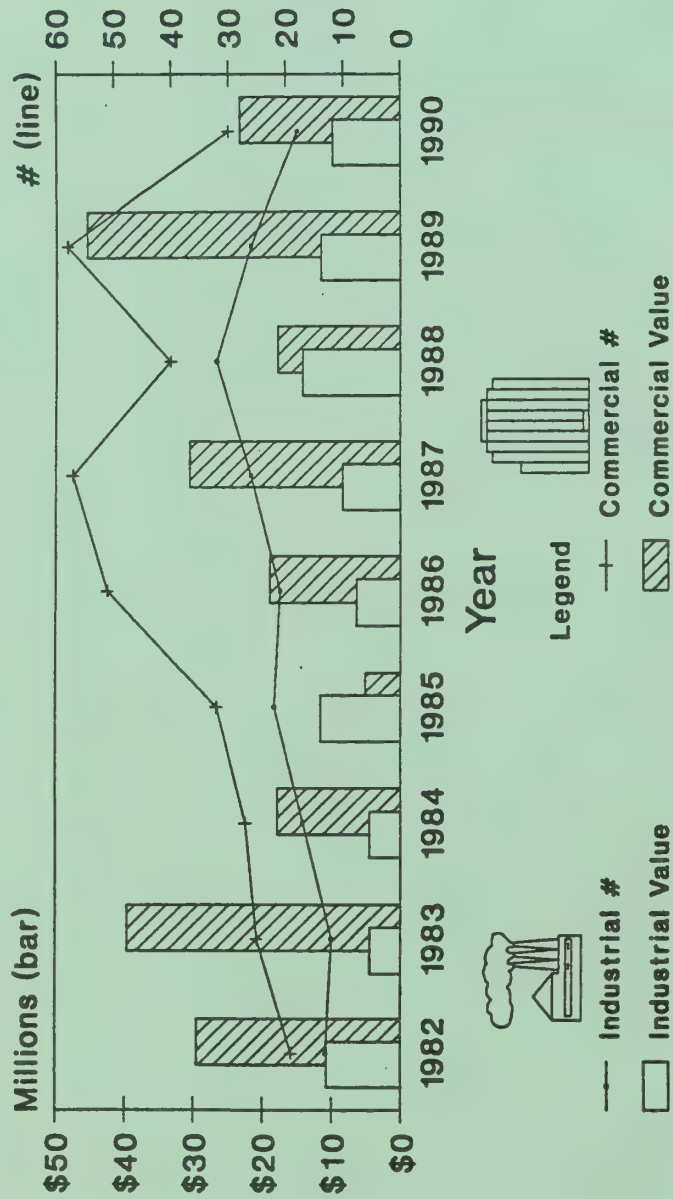
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Does Municipality Implement 2% Dedication of Land and/or Cash-in-Lieu for (Re)Development of Commercial / Industrial Lands?



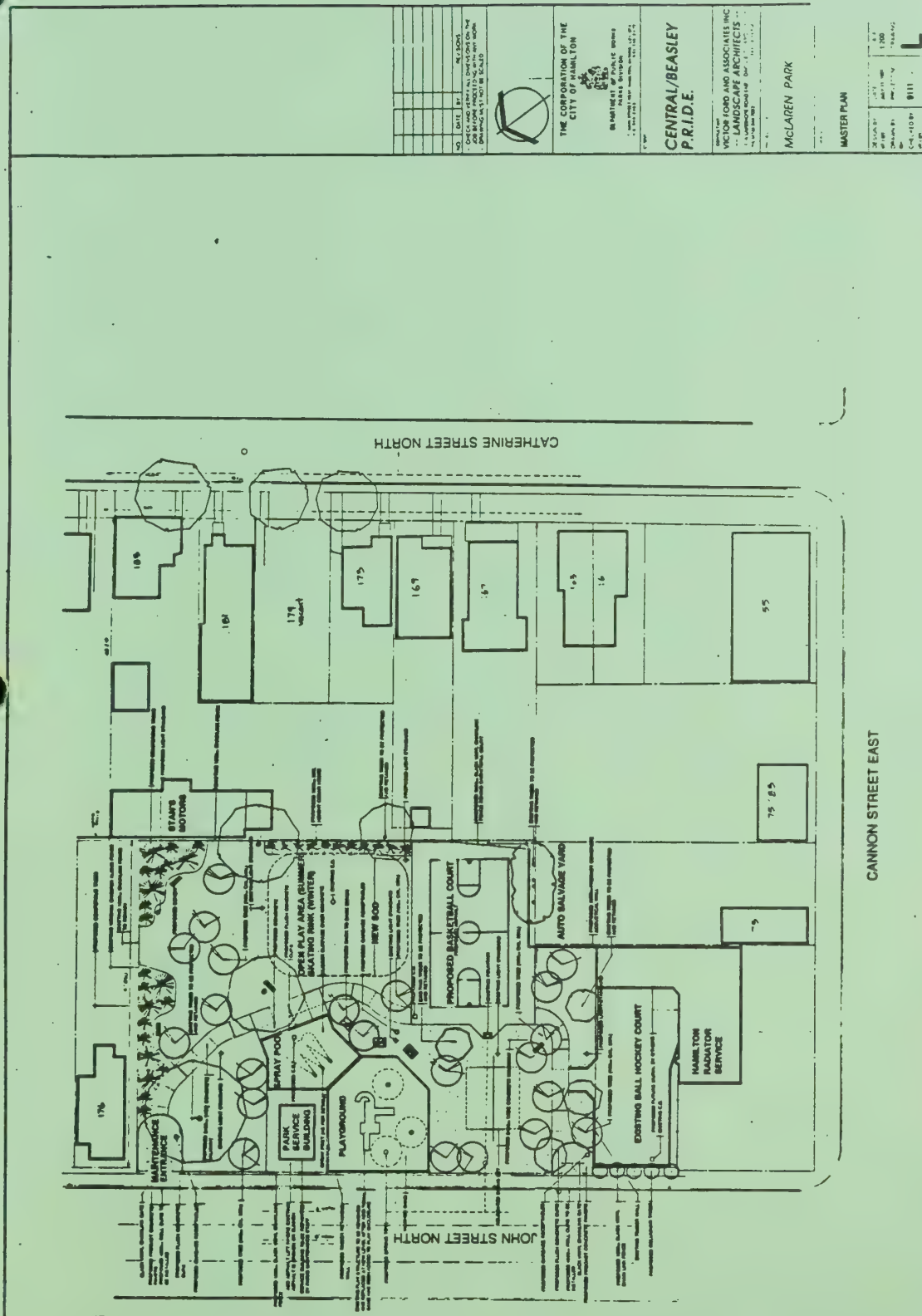
* will implement upon improvements in economic conditions

Building Permits 1982 - 1990



Source: City of Hamilton Building Dept.

Appendix "B" as referred to
in Section 19 of the
FOURTEENTH Report of the
Parks and Recreation
Committee



REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **ELEVENTH** Report for 1991 and respectfully recommends:

1. That the Building Commissioner be authorized to issue a demolition permit for the following properties:
 - (a) 780 Upper Paradise Road.
 - (b) 493 Rennie Street.
 - (c) 485 Beach Boulevard.
 - (d) 443 Woodward Avenue.
2. That a Commercial Facade Loan, in the amount of fifteen thousand dollars (\$15,000.00) be approved for 259 Ottawa Street North, Ted & John Culshaw (A & B. Catering). The interest rate will be 4-7/16 percent, amortized over 10 years.
3. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of eight thousand, and eighty dollars (\$8,080.00) be approved for Heinz Ollesch, 172-176 Locke Street South, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
 - (b) That a Designated Property Grant in the amount of three thousand dollars (\$3,000.00) be provided to Heinz Ollesch, 172-176 Locke Street South, Hamilton.
4. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of three thousand, eight hundred and eighty-eight dollars (\$3,888.00) be approved for Jane & Paul Rigby, 74 George Street, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
 - (b) That a Designated Property Grant in the amount of three thousand dollars (\$3,000.00) be provided to Jane & Paul Rigby, 74 George Street, Hamilton.

5. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of four thousand, five hundred and eighty-three dollars (\$4,583.00) be approved for Joan & Agnes McAllister, 72 George Street, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
 - (b) That a Designated Property Grant in the amount of three thousand dollars (\$3,000.00) be provided to John & Agnes McAllister, 72 George Street, Hamilton.
6. (a) That a repayable loan under the Community Heritage Trust Fund in the amount of two thousand, three hundred and nineteen dollars (\$2,319.00) be approved for Jane & Paul Rigby, 260 MacNab Street North, Hamilton. The interest rate will be six percent, amortized over 10 years; and,
 - (b) That a Designated Property Grant in the amount of two thousand, three hundred and nineteen dollars (\$2,319.00) be provided to Jane & Paul Rigby, 260 MacNab Street North, Hamilton.
7. That the City of Hamilton accept the sum of \$22,300.00 for Edan Heights Phase One as cash payment in lieu of 5% dedication in connection with this subdivision; this being the cash requirement under Section 50 of the Planning Act. This proposed subdivision is located in the Butler Neighbourhood bounded by Rymal Road East, Stone Church Road, Upper Sherman Avenue and Upper Wentworth Street on the east side of Acadia Drive.
8. That the City of Hamilton accept the sum of \$18,150.00 as cash payment in lieu of 5% land dedication in connection with "Crerar Place", and the sum of \$55,900.00 as cash payment in lieu of 5% land dedication in connection with "South Hill - Phase 1" Hamilton, these being the cash requirements under Section 50 of the Planning Act. The lands of "Crerar Place" are located north of Stone Church Road East and west of Upper Wentworth Street in the Crerar Neighbourhood. The lands of South Hill - Phase I are located south of Rymal Road West and west of Upper James Street in the Kennedy East Neighbourhood.
9. (a) That approval be given to the "Intent to Designate" Zion United Church at 69 Pearl Street North as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation attached hereto and marked as Appendix "A"; and,
 - (b) That the City Solicitor be authorized and directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

10. That a purchase order be issued to P.L.C. Construction, Hamilton, in the amount of \$55,508.39 including all taxes being the lowest of five (5) quotations received, to landscape and construct a park maintenance building, Stipeley/Crown Point West P.R.I.D.E. Phase 2, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and that this expenditure be financed through Stipeley/Crown Point West P.R.I.D.E. Account No. CF5200 428902002.

11. That City Council confirm the action of the Public Works Department in removing the information kiosk located at the north west corner of John and King William Streets abutting the Windsor Hotel at an approximate cost to the Department of \$400.00.

12. That the City of Hamilton's Emergency Loan Programme be amended to include, as an eligible expense, the installation of recycled equipment for the disabled.

13. That the Building Commissioner be authorized and directed to collect the following amended administrative charges:

(a) Combined Certification of Zoning Verification
and Property Report \$80.00

(b) Property Plans (Microfiche):

For Single Family \$10.00

For Others \$40.00

14.(a) That the eight hundred thousand dollars (\$800,000.00) for the P.R.I.D.E., Anti-Recession Programme previously approved by City Council on 1991 March 26 be allocated on the following:

Wheelchair Ramps	\$200,000.00
Hard Service Treatment to Kelly and Elgin Streets in the Central/Beasley Neighbourhood	100,000.00
Trees and Grates	100,000.00
Sidewalk Reconstruction	<u>400,000.00</u>

Total \$800,000.00

- (b) That the City's portion of the Anti-Recession Programme in the amount of four hundred thousand dollars (\$400,000.00) be funded from existing 1991 Capital Budget accounts for projects which were already scheduled for reconstruction in those areas designated as Community Improvement Project and Redevelopment Areas as defined in the Planning Act and approved by the Ministry of Municipal Affairs for expenditure of the grant funds.
- 15.(a) That the City enter into a Lease Amending Agreement dated 1987 September 2, with Fourth Phase Civic Square Limited as "Lessee" and Yale Properties Limited as "Guarantor" in the form attached hereto as Appendix "B" which amends the Ground Lease between the parties hereto dated 1981 June 1, and confirms the location of the loading dock as constructed adjacent to the Copps Coliseum Truck Tunnel and servicing Fourth Phase Jackson Square and the Sheraton Hamilton Hotel, amends the references and description of the loading dock, and confirms provisions relating to the leasing of an access corridor to the loading dock by Fourth Phase to the Sheraton Hamilton Hotel.
- (b) That the Mayor and City Clerk be authorized to execute this Agreement on behalf of the City.
- 16.(a) That an Offer to Purchase executed by Philip Enterprises Inc., on 1991 July 5, and scheduled for closing on or before 1991 September 20, for the purchase of owned land being Firstly: Lot 34, Plan 471 having a frontage on the southerly limit of Gerrard Street of 8.13 metres (26.67 feet) more or less by a depth of 24.38 metres (80 feet) more or less, containing an area of 198.21 square metres (2,133.6 square feet) more or less, known as Municipal No. 10 Gerrard Street, Hamilton, Ontario.
- Secondly: Lot 35, Plan 471 having a frontage on the southerly limit of Gerrard Street of 7.315 metres (24 feet) more or less by a depth of 24.38 metres (80 feet) more or less, containing an area of 178.36 square metres (1,920 square feet) more or less, known as Municipal No. 12 Gerrard Street, Hamilton, Ontario.
- Thirdly: Part of Lot 36, Plan 471 having a frontage on the southerly limits of Gerrard Street of 7.315 metres (24 feet) more or less by a depth of 24.38 metres (80 feet) more or less, containing an area of 178.368 square metres (1,920 square feet) more or less, known as Municipal No. 14 Gerrard Street, Hamilton, Ontario.
- Fourthly: Part of Lots 40 and 41, Plan 471, having a frontage on the southerly limits of Gerrard Street of 5.79 metres (19 feet) more or less by a depth of 24.38 metres (80 feet) more or less, containing an area of 141.2 square metres (1,520 square feet) more or less, known as Municipal No. 24 Gerrard Street, Hamilton, Ontario.

Fifthly: Part of Lots 71 and all of Lot 72, Plan 471 or more specifically Part 7 on Plan 62R-10240, having a frontage along the northern limit of Brant Street of 9.144 metres (30 feet) more or less, by a depth of 24.38 metres (80 feet) more or less, containing an area of 223.0 square metres (2,400 square feet) more or less, known as Municipal No. 221 Brant Street, Hamilton, Ontario. The purchase price is \$268,950.00. A deposit cheque in the amount of \$26,985.00 is being held by the City Treasurer pending Council approval with proceeds to be credited to Account Number CF4402 308750001 (Land Sales - Enclave Clearance Program).

- (b) That the lease with Philip Enterprises Inc., for the City owned lands at 10, 12, 14 and 24 Gerrard Street be terminated on the date of closing of the purchase of these lands by Philip Enterprises Inc.
17. That the City of Hamilton endorse the following amended resolution of the Co-Operative Housing Federation of Canada which deletes the words "without economic or social barriers" and inserts in lieu thereof the words "low and moderate income Canadians".

WHEREAS many Canadians experience serious housing problems; and

WHEREAS the Federal Non-Profit Co-operative Housing Program is the last direct non-profit housing program funded by the Government of Canada; and

WHEREAS a 1990 evaluation conducted by the Canada Mortgage and Housing Corporation has shown co-op housing to be highly successful in creating healthy mixed-income communities; and

WHEREAS co-operative housing is an important alternative for the 38% of Canadians who are not homeowners; and

WHEREAS the index-linked mortgage, introduced in Canada by the co-op housing sector, has substantially reduced the cost to the government of producing non-profit co-op housing;

BE IT RESOLVED THAT the City of Hamilton ask the Government of Canada to commit itself to sponsoring at least 5,000 new non-profit co-op housing units a year and that its co-op housing program allow for access to co-operative housing by all low and moderate income Canadians.

18. That the resolution from the City of Scarborough attached hereto and marked Appendix "C", respecting a request for Provincial Government action on second units, be received.

- 19.(a) That the comments contained in the Staff report reviewing the "Final Report of the Regional Chairman's Task Force on Affordable Housing", attached hereto and marked as Appendix "D", be endorsed; and,
- (b) That the Chairman's Task Force on Affordable Housing and Regional Council be so advised of City Council's endorsement.
20. That the City Clerk be directed to inform the City of Burlington that the City of Hamilton does not object to the proposed Official Plan Amendment and rezoning for the lands located on the south side of Spring Gardens Road, City of Burlington.
21. That approval be given to Zoning Application 89-105, DiCenzo Construction, owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit the development of the subject lands for single-family dwellings, for lands located in the area north of Rymal Road East and west of Upper Gage Avenue, as shown on the attached map marked as Appendix "E", on the following basis:
- (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-38D for presentation to City Council;
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- 22(A) That Zoning Application 91-21, Rymal Gardens Inc. (Vincent DeBenedictis, President), owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District (Block "1"), and from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse and Maisonette) District (Block "2"), to permit "small lot" single-family dwellings on Block "1" and townhouses on Block "2", for property located in the area south of Rymal Road East and west of the proposed extension of Upper Wentworth Street, as shown on the attached map marked as Appendix "F", be denied, for the following reasons:
- (a) It conflicts with the intent of the approved Chappel West Neighbourhood Plan which designates Block "2" on the attached Appendix "F" for "Single and Double" residential use;

- (b) Approval of the proposed townhouse development would encourage other similar applications which, if approved, would undermine the intent of the Neighbourhood Plan and alter the character of the area;
 - (c) Approval of the proposed townhouse development would result in the establishment of townhouses along both sides of the proposed extension of Upper Wentworth Street in the area south of Rymal Road East, except for a small park site, which represents an overintensification of use. In this regard, the proposed townhouse development would yield more than twice the density proposed by the Chappel West Neighbourhood Plan for this Block of land, (approximately 85 units as opposed to only 34 units, provided by the draft approved plan of subdivision.)
- (B) That the revised Subdivision Application Plan "The Gardens of Rymal", Rymal Gardens Inc., owner, under Regional File No. 25T-88037 showing blocks for townhouse development, be denied.
23. That Zoning Application 91-20, Fiore Manganiello, owner, requesting a change in zoning from "L-mr-2" (Planned Development - Multiple Residential) District to "H" (Community Shopping and Commercial, etc.) District modified, to construct a two-storey office building having a gross floor area of 632 m², for property located at 87, 89, 91, 93 and 95 Wellington Street North and 216 Wilson Street, as shown on the attached map marked as Appendix "G", be denied for the following reasons:
- (a) It does not comply with the intent of the Official Plan and conflicts with the intent of the approved Beasley Neighbourhood Plan which designates the land for "High Density Apartments";
 - (b) It conflicts with the intent of the Zoning By-law, in that the "L-mr-2" District functions as a holding zone for future medium and high density multiple residential dwellings. The "L-mr-2" District regulations clearly delineate those zoning districts to which an "L-mr-2" zoned property can be rezoned (i.e. "E", "E-1" and "E-3"). The requested "H" District is contrary to the intent of the "L-mr-2" holding zone;
 - (c) Most of the adjoining lands are either being used for residential purposes or are designated for residential purposes. The proposed office building would be incompatible with the land uses existing/proposed in the area;
 - (d) Approval of the application would set an undesirable precedent and may encourage other similar applications which, if approved, would undermine the intent of the zoning by-law and alter the character of the area; and,

- (e) It conflicts with the position of City Council, adopted 1990 April 10, to deny the application to permit the development of the lands for commercial purposes.

24. That approval be given to amended Zoning Application 91-25, William Zolis, owner, for a modification to the "M-13" (Prestige Industrial) District regulations to permit additional commercial uses on the property located at 1175 Stone Church Road East, as shown on the attached map marked as Appendix "H", on the following basis:

- (a) That the "M-13" (Prestige Industrial) District regulations as contained in Section 17E of Zoning By-law 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:

- (i) That notwithstanding Section 17E(1) (c) of By-law No. 6593, the following commercial uses shall be permitted:

<u>Uses</u>	<u>SIC Identification</u>
(1.) Office and Store Machinery, Equipment and Supplies, Wholesale	5791
(2.) Bakery Products Stores	6013
(3.) Appliance, Television, Radio and Stereo Stores	6221
(4.) Floor Covering Stores	6231
(5.) Home and Auto Supply Stores	6341
(6.) General Stores	6412
(7.) Hardware Stores	6531
(8.) Paint, Glass, and Wallpaper Stores	6532
(9.) Sporting Goods Stores	6541
(10.) Other Banking-Type Intermediaries	7029
(11.) Insurance & Real Estate Agencies	7611
(12.) Offices of Chartered and Certified Accountants	7731
(13.) Offices of Chiropractors and Osteopaths	8661
(14.) Restaurants, Licensed	9211
(15.) Restaurants, Unlicensed (Including Drive-Ins)	9212
(16.) Take-Out Food Services	9213
(17.) Combination Barber and Beauty Shops	9713
(18.) Self-Serve Laundries and/or Dry Cleaners	9723
(19.) Other Machinery and Equipment Rental and Leasing	9919

- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1236, and that the subject lands on Zoning District Map E-59C be notated as S-1236.
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59C for submission to City Council.
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

25. That approval be given to Zoning Application 91-29, Luciano Di Marcantonio, owner, requesting a modification to the "M-14" (Prestige Industrial) District regulations, to permit a an auto service centre (muffler replacement shop, motor vehicle transmission repair and replacement shop and other motor vehicle repair shops) and to remove the 83.5 m² restriction for offices accessory to the principle uses, for the property located at 90 Lancing Drive, as shown on the attached map marked as Appendix "I", on the following basis:

- (a) That the "M-14" (Prestige Industrial) District regulations, as contained in Section 17F, of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

- (i) That notwithstanding Section 17F(1)(b) of Zoning By-law No. 6593, the following Commercial Uses shall be permitted:

<u>Commercial Use</u>	<u>Standard Industrial Classification Code</u>
(1.) Muffler Replacement Shop	6353
(2.) Motor Vehicle Transmission Repair and Replacement Shop	6355
(3.) Other Motor Vehicle Repair Shops	6359

- (ii) That notwithstanding Section 17F(1)(d)(1), the gross floor area restriction for accessory offices shall not apply.

- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1237, and that the subject lands on Zoning District Map E-59D be notated S-1237;

- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59D for presentation to City Council;
 - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
26. That approval be given to Zoning Application 91-33, Carlo Del Sordo, owner, requesting a modification to the "M-14" (Prestige Industrial) District regulations, to permit a public garage and an auto body repair shop, for the property located at 135 Nebo Road, as shown on the attached map marked as Appendix "J", on the following basis:
- (a) That the "M-14" (Prestige Industrial) District regulations, as contained in Section 17F, of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
 - (i) That notwithstanding Section 17F(1)(b) of Zoning By-law No. 6593, the following Commercial Uses shall be permitted:

<u>Commercial Use</u>	<u>Standard Industrial Classification Code</u>
(1.) Garages (General Repairs)	6351
(2.) Paint and Body Repair Shops	6352
 - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1238, and that the subject lands on Zoning District Map E-59D be notated S-1238;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59D for presentation to City Council;
 - (d) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

27. That Zoning Application 91-06, Maria and Labros Spandonidis, owners, requesting a modification to the established "C" (Urban Protected Residential, etc.) District regulations, to permit conversion of the existing building to a two-family dwelling, for property located at 21 Lottridge Street, as shown on the attached map marked as Appendix "K", be denied for the following reasons:
- (a) It conflicts with the intent of Policy C.7.1 i) of the Official Plan in that adequate off-street parking cannot be provided;
 - (b) It is an overintensification of land use in that no on-site parking is being provided whereas two parking spaces are required. Further, the application conflicts with the intent of the Zoning By-law in that the property does not meet the minimum lot area requirement for a converted dwelling (270 m² required vs 173.11 m²). Also, an addition was constructed to increase the cubic contents of the building, contrary to Section 19(ii) of the Zoning By-law; and,
 - (c) Approval of the application would encourage other similar applications which, if approved, would alter the character of the area.
 - (d) That the appropriate staff (Law and Planning Departments) be directed to represent the City at the Ontario Municipal Board Hearing scheduled for August 21, 1991, respecting Committee of Adjustment File A-258-89.
28. That Zoning Application 91-23, 766284 Ontario Ltd. (A. Goulding), requesting a change in zoning from "AA" (Agricultural) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District (Blocks "1" and "2"), and from "G-3" (Public Parking Lots) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District (Block "3"), to permit the development of the subject lands for a 5 storey, 50 unit apartment building, for the property located at 141 Queenston Road, as shown on the attached map marked as Appendix "L", be denied for the following reasons:
- (a) It conflicts with the intent of the Official Plan, in that the height and bulk of development would not integrate with the surrounding area, and is incompatible with the existing and proposed uses;
 - (b) It conflicts with the intent of the approved Riverdale East Neighbourhood Plan which designates the lands "Commercial-Special Provisions." In this regard, it is intended that these lands be consolidated/developed with the commercial lands fronting on Queenston Road; and,

- (c) The preliminary site plan indicates that 13 of the 89 required parking spaces (24 spaces for the commercial and 65 spaces for the residential) will be located on the Stoney Creek lands to the east. This arrangement is unsuitable in that insufficient parking will be provided on-site. Furthermore, it is contrary to the Zoning By-law which prohibits access for a commercial development within a residential district.
 - (d) That the City Clerk be authorized to notify the City of Stoney Creek of City Council's decision.
29. That approval be given to Zoning Application 91-27, John Paisley in Trust, owner, requesting the removal of the 'H' (Holding) symbol under Section 35(1) of the Planning Act, and the City Solicitor be directed to prepare a by-law for submission to City Council for property located at 1405, 1411 and 1417 Upper James Street, as shown on the attached map marked as Appendix "M".
- 30.(a) That representatives from L.A.C.A.C. be authorized to meet with C.P. Rail to request a 3 month delay in the demolition of the former maintenance facility on their property on Aberdeen Avenue, popularly known as "the roundhouse" for the purpose of preserving this building; and,
- (b) That representatives from L.A.C.A.C. be authorized to contact the appropriate Provincial Government Ministry Officials to discuss the possibility of adapting "the roundhouse" for use as the Provincially proposed Workers' Museum.
31. That leave be granted to introduce the following Bills:
- (a) Bill C-50 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1215 Stone Church Road East.
 - (b) Bill C-51 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 298 Grays Road.
 - (c) Bill C-52 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 610 and 612 King Street East.
 - (d) Bill C-53 A By-law to establish Site Plan Control respecting lands located at Municipal Nos. 610 and 612 King Street East.

- (e) Bill C-54 A By-law to amend Zoning By-law No. 6593 respecting lands located on the east and west sides of Fairington Crescent and south of Eastgate Court.
- (f) Bill C-55 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 64 Ewen Road.
- (g) Bill C-56 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 1508, 1514 and 1530 Upper James Street.
- (h) Bill C-57 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 402 Upper Wentworth Street (formerly Inverness Public School).
- (i) Bill C-58 A By-law to amend Zoning By-law No. 6593 respecting lands located in the area east of Lake Avenue North, between Barton Street East and the Queen Elizabeth Way.

Respectfully submitted,

ALDERMAN F. LOMBARDO, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder
Secretary
1991 July 24

REASONS FOR DESIGNATION
Zion United Church
69 Pearl St. North

Location:

Situated at the northwest corner of Pearl and Napier Streets, the Zion Tabernacle Methodist Church was erected in 1874-75 on what was thought to be the highest point of land north of the escarpment. The design, by architect Joseph Savage, chose to emphasize this hilltop site with a corner tower rising to a height of 125'. Zion's graceful spire became the most visible feature of the city's West End and traditionally served as an orientation point for ships in the harbour. The church was and still is a dominant structure in the surrounding low-rise residential neighbourhood, dating primarily from the 19th century.

Architecture:

The church is designed in the Victorian Gothic style, a later stage of the Gothic Revival which put greater emphasis on picturesque and decorative qualities. Typical of this style is the asymmetrical design with corner towers of contrasting height, as well as the colourful, alternating red and yellow banded brickwork found over the pointed-arched windows and under the front gable.

Upon completion, Zion Church was described as "the first of the kind ... erected in the Dominion" (Canadian Methodist Magazine, April 1875). This distinction refers to the interior plan of the church, a 80' x 90' amphitheatre, featuring a floor that sloped from all three sides down to the central pulpit on the west side. Reputedly inspired by the Broadway Tabernacle in New York City, this innovation afforded each of the 900 seats a clear view to the speaker.

Zion Tabernacle represents the one significant local work by Joseph Savage who was at the time in partnership with the Toronto architect Windeyer. In 1875, within a month after the church was dedicated, architect Savage died at the young age of 37 years.

Due to increasing attendance, two Sunday Schools were added to the Napier Street frontage, the first (directly adjacent) designed by Charles Mills in 1892 and the second by G. T. Evans in 1930. Together they form a well-integrated church complex, despite the shift in architectural style to the rounded arches, popular at these later dates.

History:

Major events within the national Methodist church, including its 100th anniversary in 1868 and important consolidations in 1874 and 1883, had a profound effect at the local level. Combined with other favourable conditions, Hamilton experienced a proliferation of substantial Methodist church edifices. Six were constructed within fifteen years, four of which still remain: the Primitive Methodist (now St. Johannes Lutheran) (1867); Centenary (1868), Zion (1875) and Hannah St. (now First Christian Reformed) (1882). The name of Zion Tabernacle Methodist Church was changed to Zion United Church following the formation of the United Church of Canada in 1925.

Zion church grew out of the need for a Methodist representation in the West End, where the Great Western Railway had located--then the largest employer in the City. The present structure is Zion's third, following "the little Main St. church" established in 1855, and a small brick structure known as Mt. Zion built in 1867 at Pearl and Napier Streets.

The high value placed on education by the church is evidenced in the substantial Sunday Schools, the later one having provided one of the earliest gymnasiums in the City. At present, these buildings are used as the Kirkendall-Strathcona Neighbourhood House.

Important for the preservation of this building is the retention of the original architectural features of the east front facade and south side facade (Church and Sunday Schools), including the brickwork of walls, towers and buttresses; the spires, the arched doorways and windows; and the window mouldings, decorative brickwork and stone trim.

Appendix "A" as referred
to in Section 9 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

THIS AGREEMENT made as of the 2nd day of September, 1987.

B E T W E E N:

THE CORPORATION OF THE CITY OF HAMILTON

(hereinafter referred to as the "Lessor" or the "City")

OF THE FIRST PART

- and -

FOURTH PHASE CIVIC SQUARE LIMITED

(hereinafter referred to as the "Lessee" or "Fourth Phase")

OF THE SECOND PART

- and -

YALE PROPERTIES LIMITED

(hereinafter referred to as the "Guarantor" or "Yale")

OF THE THIRD PART

WHEREAS by a Ground Lease dated as of the 1st day of June, 1981, and registered as Number 197189C.D.) between the parties hereto the Lessor leased to the Lessee the demised premises described in Schedule "A" of the Ground Lease in accordance with the terms and conditions set out therein (hereinafter referred to as the "Ground Lease");

AND WHEREAS it is provided in Section 23.4 thereof that the same may not be modified or amended except by an instrument in writing of equal formality executed by the parties thereto;

AND WHEREAS page two of Schedule "C" of the Ground Lease refers to a loading dock to be constructed by the Lessee within that part of its demised premises designated as Part Eight, which Part 8 is defined in the Ground Lease;

AND WHEREAS the loading dock as constructed is shown as Part Two on Plan 62R-6886 together with an adjacent entry area for vehicles shown as Part One on Plan 62R-6886;

AND WHEREAS in an Agreement (dated as of July 31, 1984, registered as Instrument Nos. 320192C.D. and 161659L.T.) entered into among the City, Second Phase Civic Square Limited, Fourth Phase and Lakeview Development Ltd., provisions were agreed upon in respect of the construction and use of the loading dock (hereinafter this Interface Agreement shall be referred to as the "Hotel Interface Agreement");

AND WHEREAS it is agreed by the City and Fourth Phase that the Ground Lease should be amended as set out herein to confirm that the location of the loading dock as constructed is satisfactory to the Lessor and the Lessee.

NOW THEREFORE IN CONSIDERATION of the sum of Two Dollars (\$2.00) paid by each of the parties hereto to the others it is agreed as follows:

1. The Ground Lease is hereby amended as follows:

- (i) by deleting the second and third paragraphs on page two of Schedule "C" and substituting the following paragraphs:

Appendix "B" as referred
to in Section 15 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

"The Lessee of Phase Four and the Lessee of Phase Three shall share the use of the loading dock to be constructed by the Lessee of Phase Four on that part of Parts Four and Eight more particularly described as follows:

Those lands and premises located in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario, and being composed of:

- Part of Lots 1 and 2, Block 2 and part of Market Street, as closed by City of Hamilton By-Law No. 72-270, registered as Instrument No. 270101 A.B., according to David Kirkendall Survey, Registered Plan No. 39, designated as PART 1;

- Part of Lot 1, Block 1 and part of said closed Market Street, in the said David Kirkendall Survey, Registered Plan No. 39, designated as PART 2;

ALL as shown on a reference plan deposited in the Land Registry Office at Hamilton, as Plan 62R-6886."

- (ii) by deleting the second last paragraph on page 2 of Schedule "A" (titled "Description of demised premises" and substituting the following paragraph:

"Subject to the use by others of:

(a) that portion of the said Part 3, Plan 62R-5316 that is included within Parts One and Two, Plan 62R-6886; and,

(b) that portion of Part 7, 62R-5316 that is included within Parts 1 and 2, 62R-6886."

- (iii) there shall be added to Schedule "C" the following paragraph:

"The Lessee of Phase Three, pursuant to the provisions of Section 5(f) of the Hotel Interface Agreement dated July 30th, 1984, registered as Instrument No. 161659L.T. and 320192C.D., shall have access to the said loading dock through an area leased pursuant to a lease dated as of the 1st day of May, 1985 between the Lessee of Phase Four, as Landlord and the Lessee of Phase Three, as Tenant, which leased area is described as Part 3, Plan 62R-6886."

- (iv) the reference to Schedule "A" and to Schedule "C" in sec.1.01(b) of the Ground Lease and the reference to Schedule "C" in Schedule "A" hereto shall be deemed to mean a reference to Schedules "A" and "C" as amended by this herein Amending Agreement.

2. All other terms and conditions of the said Ground Lease are herein confirmed including the provision that time is to remain of the essence.

3. This amendment to the Ground Lease shall be registered by the Lessee on title to the demised premises as described in the revised Schedule "A" attached hereto.

4. This Indenture shall enure to the benefit of and be

binding upon the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties hereto have caused to be affixed their respective corporate seals attested by the signatures of their respective proper officers duly authorized for such purposes.

THE CORPORATION OF THE CITY OF HAMILTON

 - Mayor

 - City Clerk

FOURTH PHASE CIVIC SQUARE LIMITED

 - President

 - Secretary

YALE PROPERTIES LIMITED

 - Vice-President

SCHEDULE "A"

(Attached to and forming part of an AMENDING AGREEMENT dated September 2, 1987 amongst THE CORPORATION OF THE CITY OF HAMILTON, FOURTH PHASE CIVIC SQUARE LIMITED and YALE PROPERTIES LIMITED)

FIRSTLY:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Lots 3, 4 and 5, part of Lots 1 and 2, part of Lots lettered "A" and "B", and part of an unnumbered lot, all in Block 1, David Kirkendall Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 39, part of Lots 2, 3 and 4 fronting on Market Street in Block 2, David Kirkendall Survey and part of Market Street in Block 2, David Kirkendall Survey and part of Market Street lying between the said Block 1 and 2, the said Market Street now closed by City of Hamilton By-Law No. 72-270 dated October 31, 1972 and registered as Instrument No. 270101A.B., and which said parcel may be more particularly described as all of Part 7 according to a Reference Plan received and deposited in the said Land Registry Office on April 22, 1980 as Plan 62R-5316.

Subject to the use by others of that part of the said Part 7 that is included within Parts 1 and 2 on Plan 62R-6886.

SECONDLY:

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 1 in Block 1, and part of Lots 1 and 2 fronting on Market Street in Block 2, according to David Kirkendall Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 39, parts of Market Street now closed by City of Hamilton By-law No. 72-270 dated October 31, 1972 and registered as Instrument No. 270101A.B., part of Park Street, part of Lot 2 in the block bounded by Market, MacNab, King and Park Streets according to the said David Kirkendall Survey part of Lots 9 and 10 according to A. N. MacNab Survey (unregistered) in the block bounded by York, MacNab, Market and Park Streets and which said parcels may be more particularly described as that portion of Parts 2 and 3 according to a Reference Plan received and deposited in the said Land Registry Office on April 22, 1980 as Plan 62R-5316, lying below a horizontal plane having a geodetic datum elevation of Three Hundred and Fifty-Three point zero feet (353.0').

Part 2 being composed of part of Lot 1, Block 1, part of Lot 1, Block 2 and part of Lot 2 in the block bounded by Market, MacNab, King and Park Streets all according to the said David Kirkendall Survey, part of Lots 9 and 10, A. N. MacNab Survey and part of Market and Park Streets.

Part 3 being composed of part of Lot 1, Block 1 and part of Lots 1 and 2, Block 2, David Kirkendall Survey and part of Market Street.

Subject to the use by others of that part of the said Part 3 that is included within Parts One and Two on Plan 62R-6886.

TOGETHER WITH and subject to those rights and easements set out in Schedule "C" to a certain Ground Lease registered as Instrument No. 197189C.D.

SECOND UNITS: REQUESTED PROVINCIAL GOVERNMENT ACTIONS

(Resolution Adopted by Scarborough Council, March 20, 1991)

- WHEREAS** The Provincial Government's Policy Statement, "Land Use Planning for Housing", requires Municipalities to provide for future housing needs; and
- WHEREAS** The City of Scarborough has provided for an additional 12,000 units in the past 3 years by using the powers available to it under the Planning act; and
- WHEREAS** The Provincial Government requires Municipalities to permit second units in existing houses to help meet future housing needs; and
- WHEREAS** The City conducted an extensive public involvement process for its Housing Intensification Study, consisting of:
1. A brochure sent to all 171,000 Scarborough households in Fall 1989, inviting them to participate in the discussion of a policy for basement apartments and which led to the establishment of a mailing list of 5,400 respondents to the brochure;
 2. Preparation of readily accessible background information on the issue to provide better public understanding, which was sent to all those on the mailing list;
 3. 14 Community Meetings on the Basement Apartments issue, attended by 750 Scarborough residents, and held in Spring, 1990, notice of which was given to all those on the mailing list and to a wide range of community groups, and which were also advertised in local newspapers and on the Community T.V. channel;
 4. 1,800 responses to an Opinion Survey which was sent to all those on the mailing list;
 5. Presentation of the Provincial Government's Housing Policy Statement to 22 Community Meetings examining Scarborough's Official Plan; and
- WHEREAS** The City requires additional powers to enable it to adopt a responsible, fair, comprehensive policy for second units; and
- WHEREAS** Second Units may create demand for additional municipal services; and

WHEREAS

The Provincial Housing policy allows municipalities to zone for second units in some areas and prohibit these units in other areas, municipalities require more effective abilities to enforce regulations applicable to second units; and

WHEREAS

Absentee-owned houses with second units are a business for their owner, and should be licensed, taxed, and regulated accordingly; and

WHEREAS

Many of the unacceptable local impacts of second units may be mitigated if second units are restricted to owner-occupied houses;

THEREFORE, be it resolved that Council request, that in order to facilitate its consideration of the legalization of second units, the Provincial Government give consideration to the following:

1. Amend the Development Charges Act to permit Municipalities to levy Development charges on additional dwelling units.
2. Ensure that all second units are assessed for property taxes as duplexes in comparison with other duplexes under the Assessment Act.
3. Amend the Assessment Act to provide that the units in absentee-owned houses with second units be assessed as businesses;
4. Create a Municipal By-law Court to deal with all By-law infractions and Building Code violations;
5. Amend the Planning Act and The Municipal Act to provide that the cost of work carried out under municipal order shall be recovered "as taxes";
6. Amend the Metropolitan Toronto Act to provide that fines payable upon conviction in court belong to the municipality that originated the prosecution;
7. Amend the Court Procedures to permit a Prohibition Order to be enforced by the Court granting such an order;
8. Provide zoning by-law inspectors, property standards inspectors, and building code inspectors with reasonable and effective rights of access to dwellings, for purposes of inspection for compliance with the Ontario Building Code and municipal by-laws without undue delay or expense;

9. Amend the Landlord and Tenant Act and the City of Scarborough Act to provide that a landlord's refusal to comply with the Building Code, the Fire Code and municipal by-laws may result in the relocation of the tenant and/or the municipality undertaking needed repairs and maintenance, with all costs being recovered as taxes;
10. Amend The Landlord and Tenant Act to provide the ability for a homeowner to evict expeditiously an incompatible tenant from a second unit;
11. Amend Sections 38 (Temporary Use By-laws) and 44 (Minor Variances) of the Planning Act to permit Municipalities to enter into agreements with owners as a condition of permission granted under the authority of those Sections, and provide that these agreements are able to be registered against the land to which they apply and enforceable against any and all subsequent owners of the land;
12. Amend The Municipal Act to permit Municipalities to pass By-laws licensing and regulating units in houses with second units; and

THEREFORE

This request is made so that the Provincial goal of providing additional affordable housing can be achieved in a safe, financially responsible fashion, that respects the quality of life for existing and future residents in our neighbourhoods; and

THEREFORE

Council directs that this request be circulated to all Municipalities subject to the August 1, 1991, deadline for the implementation of the Provincial Housing Policy Statement, and the Association of Municipalities of Ontario; and

THEREFORE

Council directs that a copy of this request be sent to all those on the Housing Intensification Mailing List held in the Planning and Buildings Department, and to all Community Associations, as well as the list of Special Interest Groups that would be specifically affected by any decisions that this Council makes on housing intensification and basement apartments, the Seniors Groups, Multicultural Groups and the Ethnic Press.

APPENDIX "D"

**COMMENTS ON THE RECOMMENDATIONS
FROM THE FINAL REPORT OF
THE REGIONAL CHAIRMAN'S TASK FORCE ON AFFORDABLE HOUSING**

**Appendix "D" as referred
to in Section 19(a) of the
ELEVENTH Report for 1991
of the Planning and
Development Committee**

APPENDIX "D"

COMMENTS ON THE REPORT OF THE REGIONAL CHAIRMANS TASK FORCE ON AFFORDABLE HOUSING

The Regional Chairman's Task Force is to be commended for producing a thorough document on a very important and difficult issue that affects all residents of Hamilton-Wentworth.

However, in general terms, the Task Force Report appears to provide some duplication between the present role of Area Municipalities and the Region in the land use planning approvals process. In several instances, recommendations are made by the Task Force (e.g. 3.1 and 3.2) which call for a Regional role in areas that have been traditionally the responsibility of the local municipality. Further clarification of Regional and Local functions is required.

The specific recommendations of the Final Report of the Regional Chairman's Task Force that have implications on the City are identified and comments provided below. A number of recommendations can be supported without any discussion. These include: 2.2, 2.3, 2.4, 2.5, 2.6, 2.7, 2.8, 2.11, 2.12, 2.13, 2.14, 4.5, 5.2, 5.3 and 5.8.; however, the following recommendations are worthy of clarification or reconsideration by the Task Force.

RECOMMENDATION 1.1

That the Regional Official Plan be amended to include a statement that it shall be the goal of Regional Council to achieve a minimum of 25% affordable housing (as defined in Recommendation 1.6) in all urban and rural planning units/neighbourhoods of Hamilton-Wentworth, existing and new, subject to servicing availability, in order to guarantee all residents have the opportunity to live in every area of the Region.

Comment:

It should be noted that this requirement will be implemented on a local level as well as at the Regional level. This approach in regard to the 25% affordable housing requirement may be inconsistent to the approach the City of Hamilton may take in implementing of the Provincial Policy Statement. Further, it is not clear how 25% affordable housing can be achieved in existing neighbourhoods. Accordingly, this recommendation cannot be supported as there would be insufficient flexibility for the City in implementing the Provincial Policy Statement, if the Regional Official Plan is amended in this manner.

RECOMMENDATION 1.2

That the Regional Official Plan be amended to include a statement that it shall be the policy of Regional Council to ensure an adequate and suitable supply of land is designated for medium to high density (12 or more units per acre) residential development and adopt as the current guideline the recommended target (part of the Regional Housing Statement Update) that at least 45% of all new development be medium or high density, subject to adequacy and availability of servicing.

Comment:

The 45% target of medium and high density housing is consistent with actual housing completions (based on Canada Mortgage and Housing Corporation data) that occurred in the City of Hamilton from the period January, 1988 to March, 1991: single and semi-detached

units accounted for 54.5 percent of all completions; row/townhouse units accounted for 30.0%; and apartment units accounted for 15.5 percent of all completions.

However, these targets are only guidelines which are dependent on private market activities to be achieved. Therefore, it should be recognized that the targets may not always be achieved.

RECOMMENDATION 1.3

That the Regional Official Plan be amended to include a statement that it shall be the policy of Regional Council to approve Regional Official Plan amendments asking for the redesignation of land when applicable only after the applicant has demonstrated how the Region's affordable housing goals and density targets will be addressed.

Comment:

It is not clear if this recommendation is intended to apply to all lands or only for lands involving residential designations. It appears affordable housing concerns would take precedence over other policy considerations in terms of Official Plan redesignations. Accordingly, the Task Force should provide further clarification on the intent of this recommendation.

RECOMMENDATION 1.4

That the Regional Official Plan be amended to indicate that home sharing, home conversions, conversions of non-residential buildings to residential purposes, infill and redevelopment are necessary processes for addressing the full range of affordable housing needs in all Area Municipalities of the Regional Municipality of Hamilton-Wentworth.

Comment:

This recommendation can be supported. City Council has recently adopted the Housing Intensification Strategy and the amendments advocated by the Task Force would be consistent with the general policy directions of the City's strategy. It should be noted that these forms of residential intensification are already permitted in the Hamilton Zoning By-law. However, the other Area Municipalities should also be required to provide for their fair share of the demands for these types of housing developments.

RECOMMENDATION 1.6

a) *That the Residual Income Method be adopted as a needed component for identifying the affordable housing needs in The Regional Municipality of Hamilton-Wentworth.*

Comment:

The Task Force has recommended that a combination of statistical methods is required "to more definitively identify the housing needs of Hamilton-Wentworth residents." It is not clear why this fundamental research task was not undertaken at the outset by the Task Force. This raises concerns in regard to the rationale or quantitative basis of the Task Force recommendations in terms of responding to housing needs in Hamilton-Wentworth. In addition, the Task Force report has not linked the definition of affordable housing to the quantity and type of affordable housing that is actually needed in Hamilton-Wentworth.

The Task Force advocates the use of the Residual Income Method as one way of identifying affordable housing needs in Hamilton-Wentworth. Use of the Residual Income Method is of concern as it only shows "those groups in the Region who may have trouble finding

affordable shelter". This method does not quantify households in Hamilton-Wentworth who are experiencing housing affordability problems and their socio-economic and demographic characteristics and the extent of housing affordability problems in the Region. The Residual Income Method would also be difficult to update on a yearly basis which would constrain Area Municipalities in implementing the provisions of the Provincial Policy Statement.

Will the Area Municipalities be required to use this method to determine affordability under the Provincial Policy Statement on Land Use Planning for Housing? If so, what are these figures? The Area Municipalities must have flexibility to use various methodologies to define affordable housing within their communities.

In addition, these affordable levels must be updated on an annual basis in order to implement. As accurate income information is only available through the Census, these numbers may be difficult to update.

Further clarification of the impacts of the Residential Income Method should be undertaken before this recommendation is adopted.

RECOMMENDATION 2.1

That the Commissioner of Planning and Development be authorized and directed to organize a technical committee, made up of representatives from Regional and Area Municipal Planning Departments, relevant Provincial agencies, and the Housing Development Industry, with the mandate to prepare a framework for new zoning by-laws that can be adopted by the Area Municipalities...

Comment:

The broad concept of reviewing Area Municipality zoning by-laws is supportable; however, it is inappropriate to suggest the only option in regard to future zoning by-laws is "to replace the current exclusionary zoning by-laws with flexible zoning by-laws." This recommendation may conflict with the aim of the Provincial legislation which allows local municipalities to develop zoning by-laws reflective of the demographic and socio-economic characteristics of their community. Zoning by-laws which do not take into account local circumstances and needs may be as inflexible as current by-laws.

RECOMMENDATION 3.1

That public participation principles be adopted and applied to the planning process in order to provide citizens an effective role in changing and improving their community. These recommended principles are as follows:

- a) The public should be promptly provided with proper information and notification of change in order to facilitate consultation.*
- b) Appropriate opportunities for consultation to occur should be provided throughout and at the end of a participation process.*
- c) The results of consultation should be reported back to the Region and Area Municipalities in an unaltered and unbiased manner.*
- d) Policies and programs should be accessible, clear, concise and timely.*
- e) Community members should be encouraged to define and meet their own needs, free from coercion and with provision of appropriate information and resources...*

Comment:

The Task Force has suggested the land use planning process is altered and biased and the public is coerced during the process. The City of Hamilton has been a leader in community-based neighbourhood planning since the 1970's. Together with the requirements of the Planning Act, and the planning process followed by the City, significant public participation is ensured.

It is likely the recently announced Provincial inquiry chaired by John Sewell on the present land use planning process will address the issue of public participation in further detail.

RECOMMENDATION 3.2

That appropriate Regional staff be authorized and directed to provide support to Area Municipalities and encourage them to initiate a pilot project to establish and support neighbourhood based planning committees in four or five different neighbourhoods in the Region whose purpose is to examine affordable housing and other inter-related issues as they exist in these particular communities.

Comment:

It is not clear what exactly is being advocated in this recommendation. Currently, the City undertakes neighbourhood planning for both existing and undeveloped neighbourhoods. This process is being modified to deal with neighbourhood impacts of housing conversions. This recommendation appears to be a duplication of the City's planning function. Perhaps, the Region could support local efforts in this regard through data collection, staff support and funding. Further clarification and a more definitive Terms of Reference should be undertaken before approval of this recommendation.

RECOMMENDATION 3.3

a) That appropriate staff (provided with appropriate budget resources) be directed to work with Area Municipalities, citizen groups, churches, and other community based organizations in projects that could include, but are not limited to, the following:

- *accessing programs such as PRIDE;*
- *developing local rehabilitation and repair centres involving trades people, retirees, and other volunteers, and accessing funds available through training or retraining programs, to assist those in need;*
- *facilitating rehabilitation of existing residential dwellings on the principle of sweat equity for the homeless;*
- *developing agreements with owners of vacant parcels of land to promote the interim use of these properties...*

Comment:

There would be a large degree of overlap and conflict with current City housing loans and community improvement programs and planning initiatives. Duplication is both costly and inefficient. In addition, such duplication could impact on the City's ability to access funds from senior levels of government. It is not clear from the Task Force report how this duplication would be rectified or what will be the role of the area municipalities. Further clarification is required from the Task Force prior to approval of this recommendation.

RECOMMENDATION 6.1

That the Commissioner of Planning and Development, in conjunction with the Commissioner of Social Services, other relevant departments, providers of housing, and members of the Chairman's Task Force on Affordable Housing be authorized and directed to develop a detailed implementation plan for the creation of a Regional Housing Commission and present this report for consideration by Regional Council in six months.

Comment:

The focal point of the Task Force strategy is the creation of a Regional Housing Commission. It is through this Commission that the majority of the Task Force recommended actions are to be implemented. The Regional Housing Commission would take the form of a "quasi non-governmental organization" made up of political and citizen representatives and would operate at "arms length from government". The Commission would be the "vehicle through which the Region could manage the devolved housing authority it is seeking the from the Province" and an "agent to foster even more community development and participation in housing issues."

The responsibilities of the Commission are noted as being "planning, coordinating and delivering housing related services" that have been devolved from the Provincial Government. It appears the Task Force has envisioned the Commission as an autonomous body with special legislative authority in regard to all housing-related matters in Hamilton-Wentworth.

It may be the case that the Regional Housing Commission could duplicate a number of functions currently provided by the City of Hamilton. For example, one of the roles suggested by the Task Force is to "develop a Region-wide delivery mechanism for community-based rehabilitation and maintenance programs." The City of Hamilton presently administers a number of Provincial, Federal and City rehabilitation programs through the Housing Loans section of the Building Department. It is not clear that the Regional Housing Commission could fulfil this role more capable and responsive than the City of Hamilton currently does.

In addition to the duplication of housing-related services currently provided by the City, there is also the issue of accountability. The Task Force makes the argument that the Commission would be "formally accountable primarily at the local level to residents of Hamilton-Wentworth and their representatives on Regional Council." However, it is not clear how this will be accomplished.

A final concern is with the dollar cost of the Regional Housing Commission. The Task Force report did not address the cost of establishing and operating the Commission. These costs could be substantial if the Regional Housing Commission does not receive monies generated through various housing supply programs.

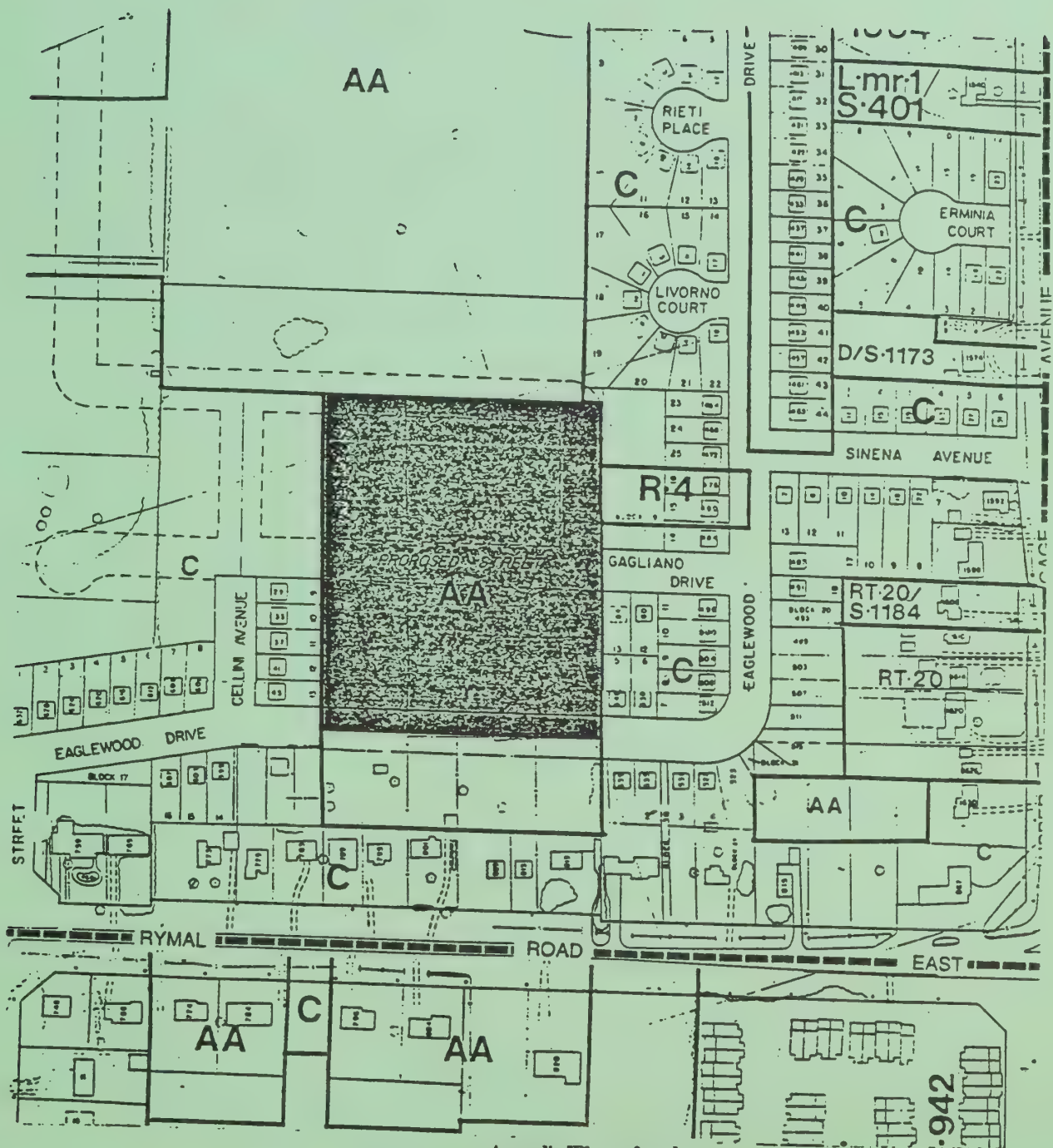
Although the scope of the efforts of the Housing Commission is desirable in terms of addressing affordable housing needs in Hamilton-Wentworth, the concept of an unelected special purpose body exclusively responsible for all "planning, co-ordinating and delivering housing related services" in Hamilton-Wentworth needs to be examined in greater detail.

SUMMARY:

Although most of the recommendations in the final report of the Chairman's Task Force on Affordable Housing can be supported, a number of concerns are evident, primarily:

- 1) The proposed Regional Housing Commission would duplicate a number of housing initiatives currently undertaken by the City while the issue of accountability has not been addressed;
- 2) The use of the Residual Income Method is difficult to translate into definitive numbers of actual housing need in a community; and,
- 3) A number of proposed actions duplicate the current role of the Area Municipality in regard to land use planning initiatives.

Accordingly, the Region and Chairman's Task Force should be requested to provide further clarification on these concerns.



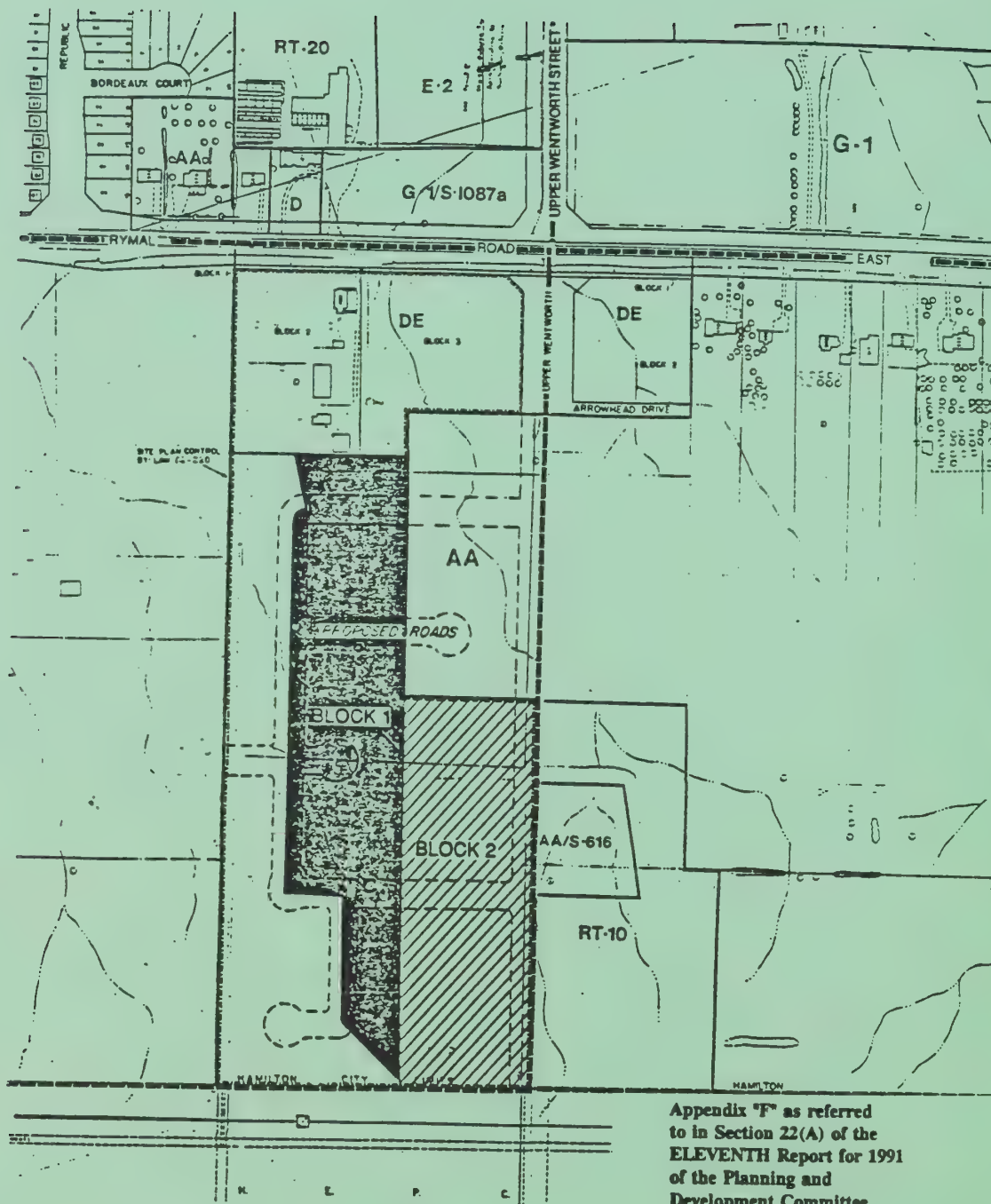
Legend



Site of the Application

Appendix "E" as referred
to in Section 21 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee





Appendix "F" as referred
to in Section 22(A) of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

Legend

Proposed change in zoning from "C" (Urban Protected Residential, etc.) District to:

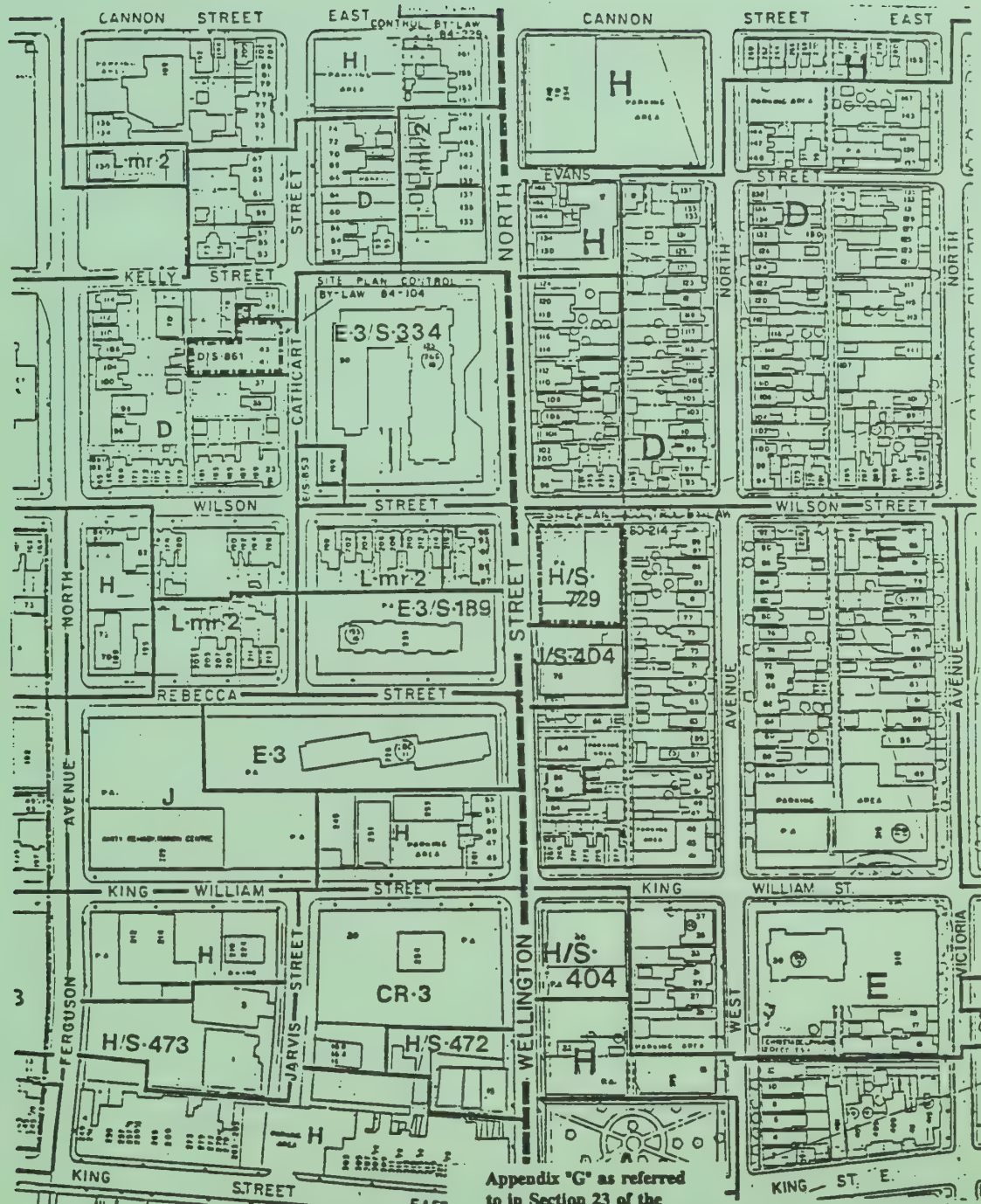


"R-4" (Small Lot Single-Family Detached) District.



"RT-20" (Townhouse-Maisonette) District.





Appendix "G" as referred
to in Section 23 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

LEGEND



SITE OF THE APPLICATION

2A 90-20.

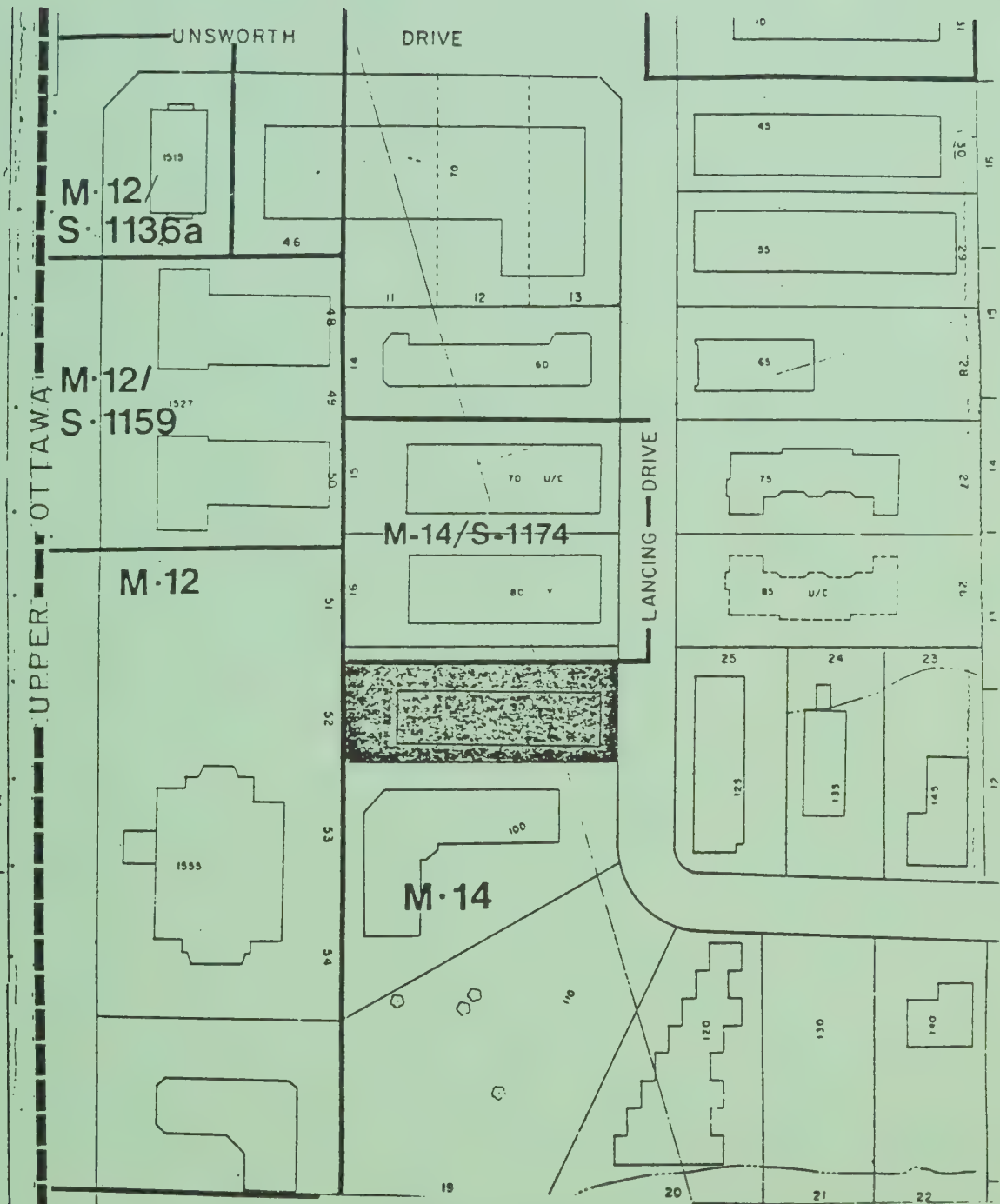


Legend



Site of the Application

Appendix "H" as referred
to in Section 24 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee



Appendix "I" as referred
to in Section 25 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

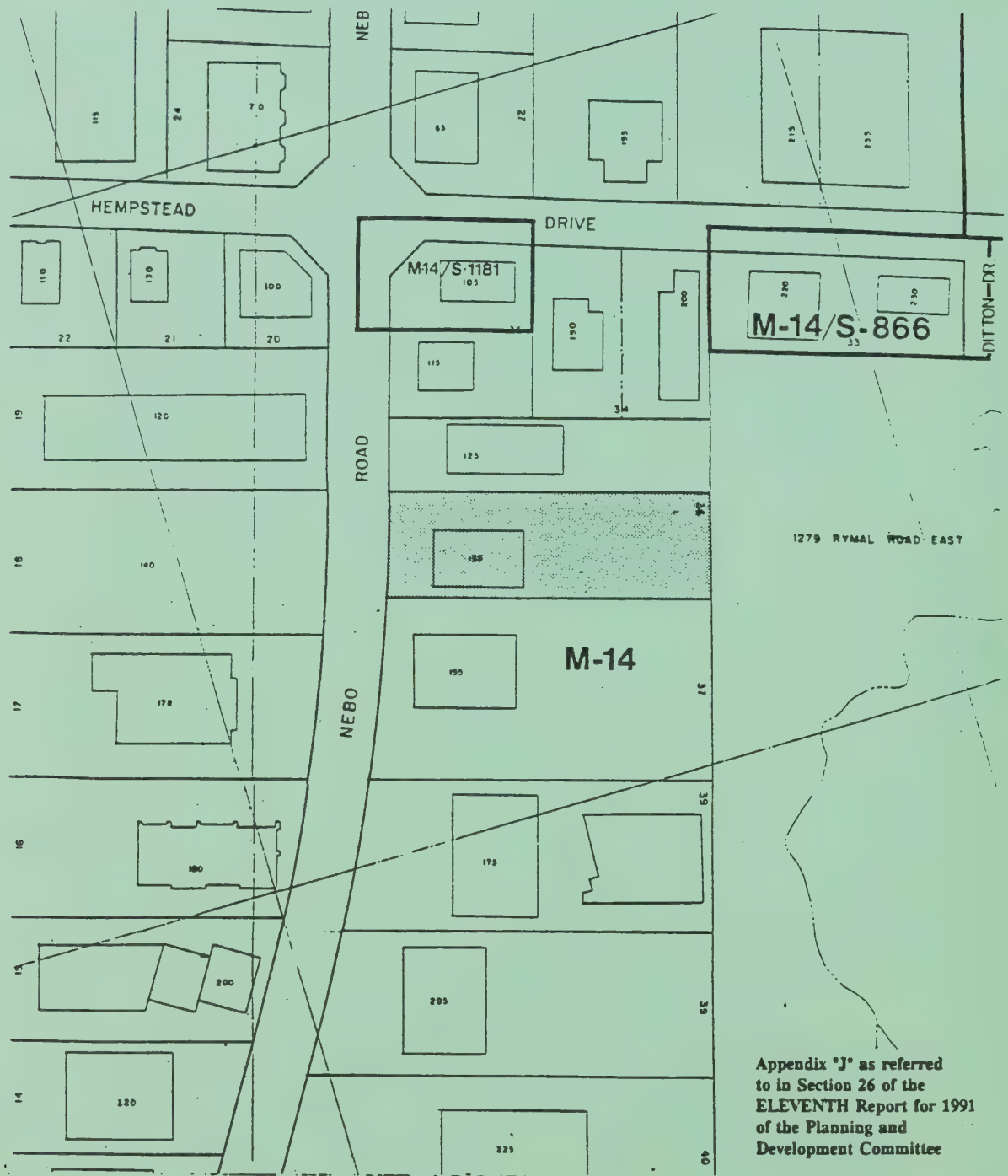
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Site of the Application

C 33^d





1279 RYMAL ROAD EAST

Appendix "J" as referred
to in Section 26 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

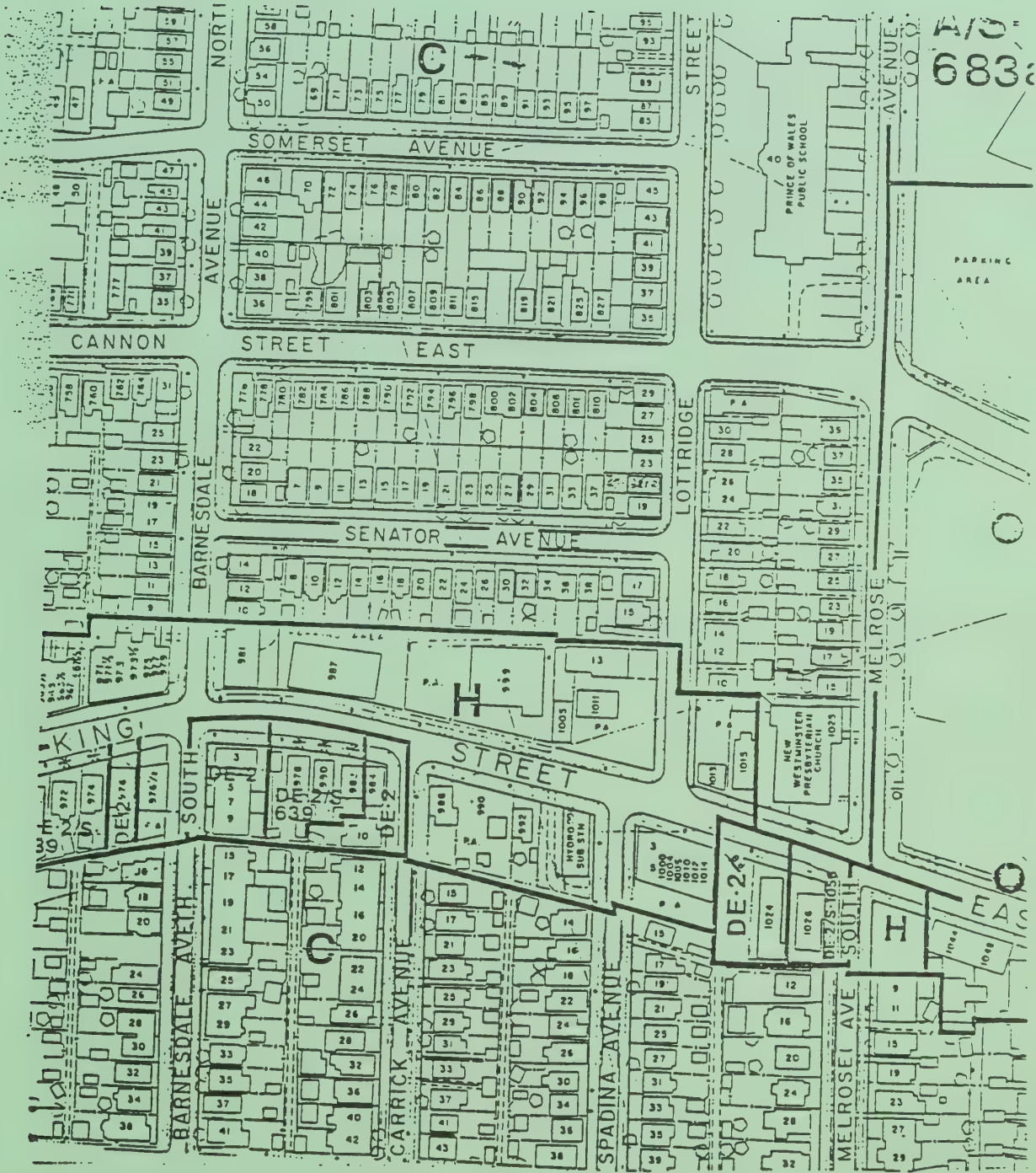
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Site of the Application

C 84





A/D
683

Legend

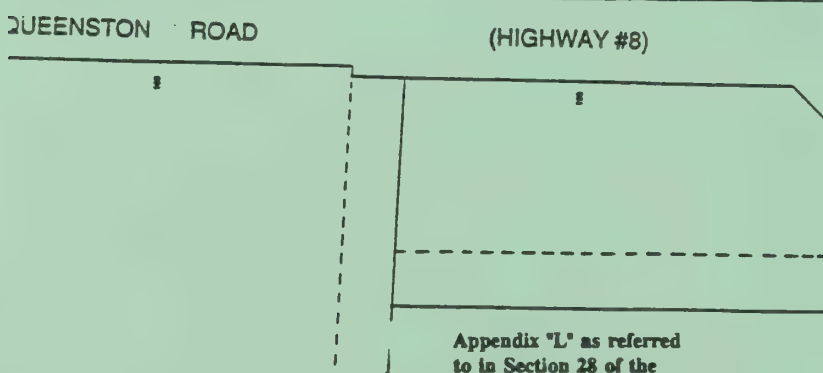
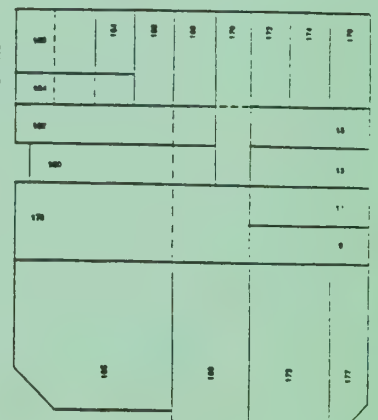
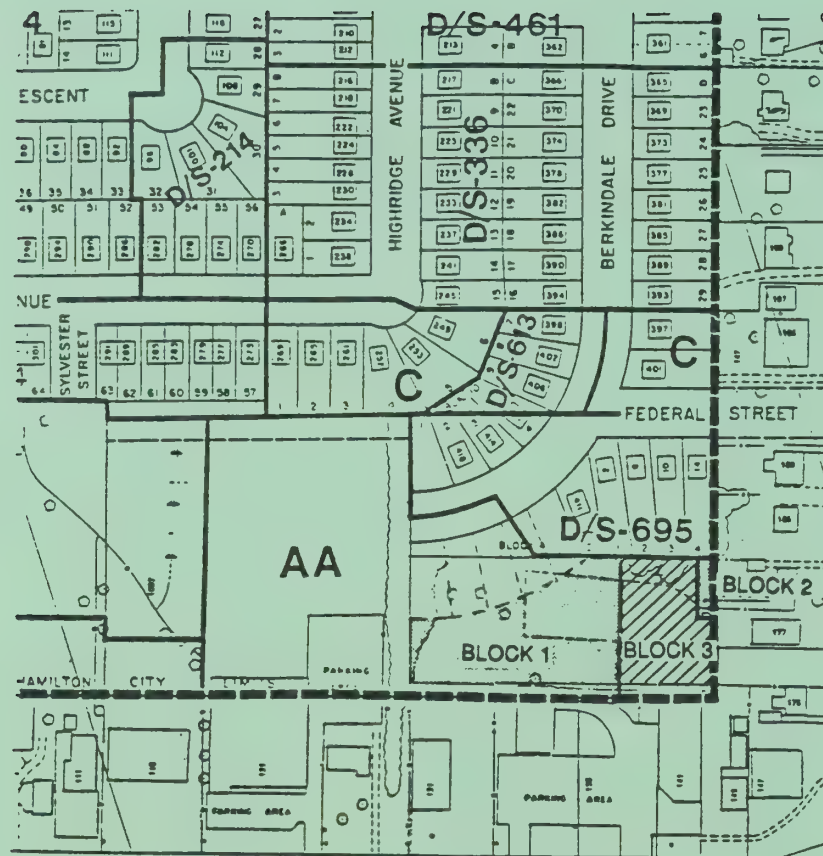


Site of the Application

Appendix "K" as referred
to in Section 27 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

2A 91-06





Appendix "L" as referred
to in Section 28 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

Legend

Proposed changes in zoning from:

BLOCKS 1 & 2



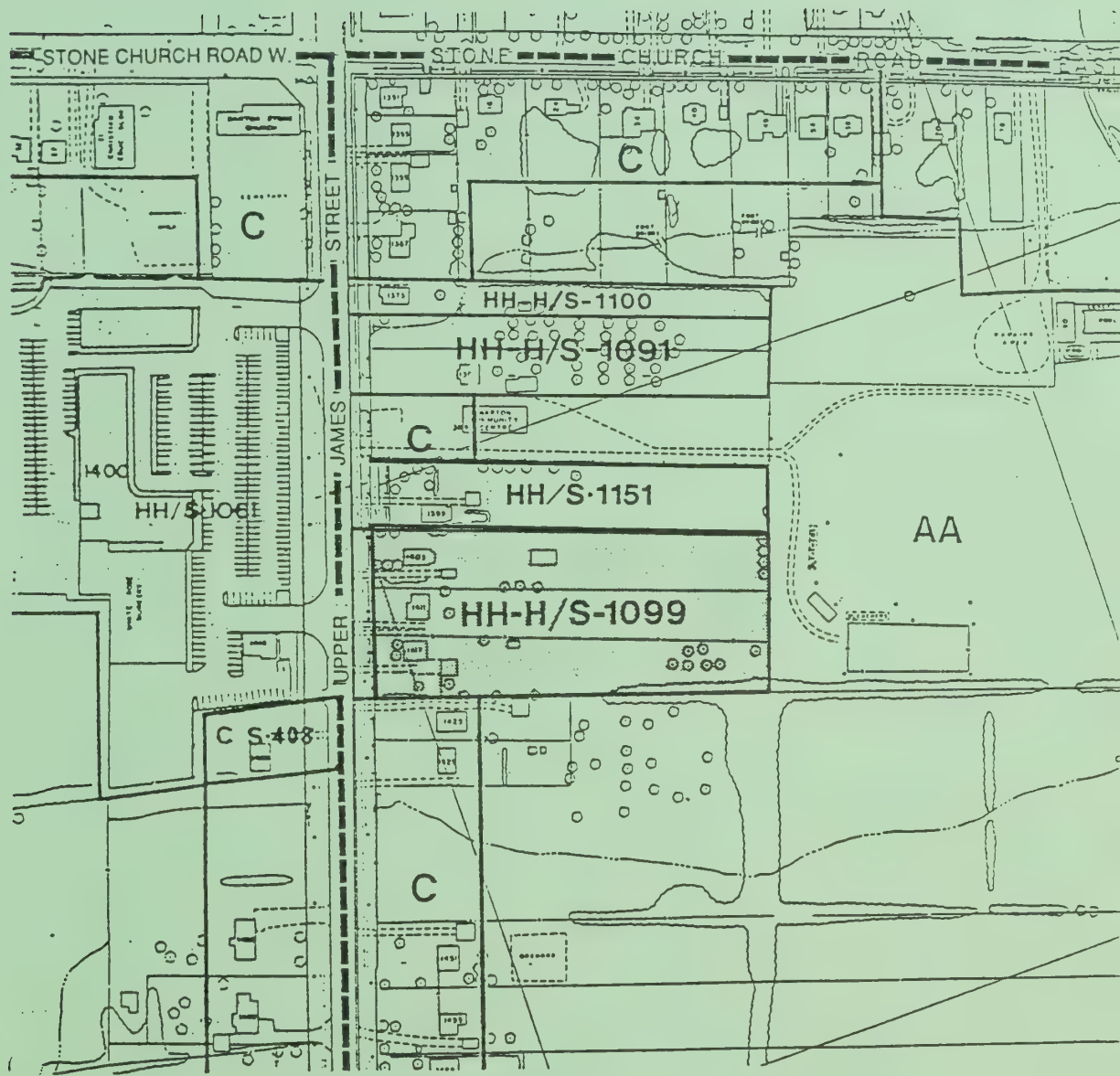
"AA" (Agricultural) District to "E" (Multiple Dwellings,
Lodges, Clubs, etc.) District, Modified.

BLOCK 3



"G-3" (Public Parking Lots) District, Modified to "E" (Multiple
Dwellings, Lodges, Clubs, etc.) District, Modified.





Appendix "M" as referred
to in Section 29 of the
ELEVENTH Report for 1991
of the Planning and
Development Committee

Legend



SUBJECT LANDS
(1405, 1411 & 1417 Upper James Street).

C 87



REPORT OF THE INFORMATION SYSTEMS COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Information Systems Committee presents its **FOURTH** Report for 1991 and respectfully recommends:

1. (a) That the Director of Information Systems be authorized to proceed with the Design and Detailed estimate stage for the computer relocation project at a cost not to exceed \$46,000.00;
- (b) That funding be provided from Account No. CF5450-2688-51001 (Computer Environment Improvements);
- (c) That no further expenditures be made with respect to the relocation of the computer until such time as the consultant and the Director of Information Systems report back to the Information Systems Committee on the total cost estimates of the computer relocation project.
2. For the information of the members of City Council, the Committee approved the following:

The Director of Information Systems and Manager of Purchasing were authorized to proceed to call for Requests for Proposals to replace the two IBM central computer processors (4341 O12 and 4381-S92) with a single processor and to replace six 3380 Model E disk drives with used 3380 Model K or 3390 disk drives.

Respectfully Submitted,

**ALDERMAN J. GALLAGHER, CHAIRMAN
INFORMATION SYSTEMS COMMITTEE**

**Susan K. Reeder
Acting Secretary
1991 July 22**

REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Mayor presents his SECOND Report for 1991 and respectfully recommends:

1. For the information of the members of City Council, the following citizen members have been appointed to serve on the Mayor's Race Relations Committee for the duration of this Council's term of office:

Ken Balasubramaniam

Michael Webber

This report is being sent to City Council in accordance with past practice. The revised Membership Guidelines and Associated Procedures for the Mayor's Race Relations Committee will become effective at the commencement of the next term of Council as adopted by City Council on 1991 March 26.

RESPECTFULLY SUBMITTED

Robert M. Morrow
Mayor

Stella Glover, Secretary
Mayor's Race Relations Committee

1991 July 12

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FOURTEENTH** Report for 1991 and respectfully recommends:

1. That the list of Terminations from Permanent Positions with the Corporation to 1991 June 28, attached hereto and marked Appendix "A", be approved.
2. (a) That a six member Task Force be struck to review and report back to the Finance and Administration Committee on the Organizational Structure of the City's senior management.
- (b) That the following be appointed as members of the Task Force:

Mayor R. M. Morrow
Alderman B. Hinkley
Alderman D. Ross
Alderman T. Cooke
Alderman D. Agostino
Alderman J. Gallagher

RESPECTFULLY SUBMITTED,

**ALDERMAN B. HINKLEY, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE**

John Thompson, Secretary
1991 July 02

Appendix "A" as referred to in
Section 1 of the FOURTEENTH Report
of the Finance & Administration
Committee for 1991.

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Keith Avery	City Clerk	City Clerk's	Retired	41 years, 6 months	31/12/91
Mr. Edward Matthews	City Treasurer	Treasury	Retired 31/03/92	18 years, 9 months	31/12/91
Mr. Lou Sage	Chief Administrative Officer	C.A.O.	Retired	10 years, 11 months	31/12/91

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIFTEENTH** Report for 1991 and respectfully recommends:

1. That a purchase order be issued to Wheels, Brake & Equipment, Burlington, in the amount of \$98,264.70 including all applicable taxes, being the only tender received, for the purchase of one (1) Vacuum Catchbasin Cleaner Body Assembly for Fleet Services, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through the Reserve for the Replacement of Mobile Equipment Account No. CH5X503 00101.
2. (a) That purchase orders be issued to Carter G.M. Trucks, Hamilton, for the replacement and purchase of six (6) two-way dump sanders with ploughs, being the lowest acceptable of ten (10) tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that items i), ii) and iii) be financed through the Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101, and item iv) be financed through New Equipment - Sander wing Plough Unit Account No. CF5500 609151005, as follows:
 - (i) In the amount of \$227,352.92 to replace two (2) units #9201/9660 54,000 lb. GVW tandem two-way dump trucks with front ploughs and wings
 - (ii) In the amount of \$216,990.26 to replace two (2) units #9647/75 54,000 lb. GVW tandem two-way dump trucks with underbody ploughs
 - (iii) In the amount of \$88,752.77 to replace one (1) unit #9678 35,000 lb. GVW tandem two-way dump trucks with underbody plough
 - (iv) In the amount of \$108,495.13 to purchase one (1) unit, 54,000 lb. GVW tandem two-way dump truck with underbody plough

- (b) That the additional \$18,500 required for item iv) for Project #74.0 be funded from the Reserve for Capital Projects - Centre #CH00203.
 - (c) That the gross cost of project #85.0 "Concrete Resource Recovery Pit at B.A. Court Yard be reduced by \$18,500 with that amount being transferred to the Reserve for Capital Projects - Centre #CH00203.
3. That a purchase order be issued to Taylor Chrysler Dodge, Hamilton, in the amount of \$119,213.60, including all applicable taxes, plus the cost to license, being the lowest of nine (9) tenders received to replace eleven (11) compact size passenger vehicles units #1301/3/7/13/2/6/46/71/421/2/54 for the City Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Reserve for Replacement of Mobile Equipment Account No. CH5X921 00101.
4. That a purchase order be issued to Hamilton Motor Products, Hamilton, in the amount of \$85,491, including all applicable taxes, plus the cost to license, being the lowest of nine (9) tenders received to replace six (6) mid size passenger vehicles units #1323/4/40/50/1/1423 for the City Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed through Reserve for Replacement of Mobile Equipment Account No. CH5X921 00101.
5. (a) That permission be granted to the Arthritis Society of Hamilton to use the City Hall forecourt and related equipment on Thursday, 1991 September 05 from 12:00 noon to 1:30 p.m. for the launching of Arthritis Month.
- (b) That permission be granted to fly the Arthritis Society Bluebird flag at City Hall from Thursday, 1991 September 05 until Monday, September 30.
- (c) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
6. (a) That permission be granted to Wilfred Laurier University Alumni Association to use the City Hall Council Chamber on Tuesday, 1991 August 13 from 7:00-9:00 p.m. for an orientation evening for parents and freshmen from the Hamilton area who will be attending Wilfred Laurier University.
- (b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

7. That permission be granted to the Big Brother Association of Burlington and Hamilton-Wentworth Inc. to use the City Hall parking lot (directly siding onto Bay Street) on Sunday, 1991 September 29 from 9:00 a.m. to 4:00 p.m. for a pit area and barbecue during their Soap Box Derby as a closing event to Big Brother Month.
8. (a) That the Manager, Property Maintenance Division be authorized and directed to erect a reviewing stand and all other pertinencies on the north east corner of Main and Bay Streets on 1991 Monday, September 02 on the occasion of the Labour Day Parade.
- (b) The permission be granted to the Hamilton and District Labour Council to lay a wreath in front of the Monument to Workers on the City Hall property as part of the Labour Day Parade ceremonies.
- (c) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.
9. (a) That permission be granted to the Hamilton Black Ribbon Day Committee to use the City Hall forecourt and, in the event of inclement weather the Council Chamber, on Friday, 1991 August 23 from 5:30 p.m. to 7:00 p.m. for a rally to mark the 6th Annual International Black Ribbon Day.
- (b) That the flags of the following Black Ribbon Day Committee member nations be flown at City Hall from 1991 August 22 to 24:
- | | |
|-----------|----------------|
| Estonia | Poland |
| Latvia | Czechoslovakia |
| Lithuania | Hungary |
| Ukraine | Romania |
10. That approval be given to the action taken by the City Clerk in authorizing The Hamilton Board of Education to use City Hall meeting rooms on 1991 July 2, 3 and 4 for a team working on the development of a Race Relations Policy for the Board of Education as follows:

1991 July 2 - Room 219 - 8:30 a.m. - 1:00 p.m.
1991 July 3 - Room 264 - 8:30 a.m. - 11:45 a.m.
1991 July 4 - Room 264 - 8:30 a.m. - 1:00 p.m.

11. That approval be given to the action taken by the Finance and Administration Committee in authorizing the Boris Brott Summer Music Festival to erect a "Renaissance" sign on the City Hall forecourt to draw attention to the Boris Brott Summer Music Festival which will run from 1991 June 8 to August 24.
12. That approval be given to the action taken by the Finance and Administration Committee in authorizing the Hamilton Chapter of Ontario Friends of Schizophrenics to use the City Hall second floor for a wine and cheese reception held on 1991 July 11 from 4:00 p.m. to 6:30 p.m. for the announcement and launch of a fundraising art draw.
13. That civic gold pins be awarded to the following members of the Cardinal Newman Express Boys' Soccer Team for winning the Ontario Federation of Secondary Schools Athletic Association (OFSAA) Soccer Championships for 1991:

Joseph Basic	John Benko
Jerry Cagalj	Marco Cavallaro
Jerry Cipriani	Ante Culina
Gary Demedeiros	Dino DeMarantonio
Marco DiMarco	Denis Dujela
Vince Iacozza	Gilbert Janear
Tom Karaula	Adam Kolodziej
Ante Kutesa	Dino Leo
John Mayich	John Majpruz
Kevin Moravic	Vincent Perri
Rob Pomahac	Dan Smukavich
Paul Toffolon	Steve Turchet

Coaches:	
Carmen Dalia	Marc Kovacs

Manager:
Sam Migliaccio

14. That the Council of the Corporation of the City of Hamilton advise the Liquor Licence Board of Ontario that it is aware of the reception of the Commonwealth Pharmaceutical Association Conference being held outdoors on the Plaza area of Jackson Square on 1991 August 25 and has no objection to the issuance of a Special Occasion Permit.

15. (a) That additional repairs to the Truck Frame, Pump House Structure, and Fuel Tanks to Fire Department Pumper #11 in the additional amount of \$4,010. be approved.
 - (b) That this expenditure be charged to Account No. CH 5X522 00103 Reserve for Major Vehicle Repairs.
 - (c) That the total repair cost of \$58,009. to Fire Department Pumper #11 (including \$53,999. for the original approved repair expenditure) be added to the original cost (being \$109,588.) of the Pumper #11 (Vehicle No. 1662) for depreciation purposes.
16. That, as referred to in Section 15 of the TENTH Report of the Transport and Environment Committee, the estimated amount of \$700,000. required to fund the Supplementary Road Programme be accommodated within the existing 1991 Reconstruction Programm, Centre No. CF 529142001.
17. (a) That the Summary of Capital Projects in Progress as at 1991 May 31, attached hereto and marked Appendix "A", be received for information.
 - (b) That approval be given to the removal of the following projects from this Status Report as they have been satisfactorily completed and, that they be deleted from Treasury records as at 1991 July 31:

<u>No.</u> (1)	<u>Description</u> (2)	<u>Gross Cost</u> (3)
108	High Level Bridge Street Lighting	155,000.
114	Albright Road Extension	104,000.
267	Public Works Equipment - Vacalls, Steam Jenny, Elephant Vacs	222,000.
268	Underground Fuel Tanks - Various Locations	130,000.
352	King's Forest Parking Lot Improvements	96,000.
353	Bocci Courts at McCulloch, Manson and Rosedale	45,000.
385	Floodlighting - Sam Mason Park	86,000.
387	Gage Park - Perennial Borders	22,000.
392	Churchill Lawn Bowling Club - Lighting System and Replacement	31,000.
702	Downtown Action Plan - Phase II	1,603,000.
704	James Street North Streetscape	1,994,000.

18. (a) That an Authority to Enter City property at the south/east corner of Upper Ottawa and Limeridge Road (No. 5 Fire Station), executed by Regional Officials on 1991 January 29, for the construction of a detour and watermain required for the Red Hill Creek Expressway Project, commencing on the day following City Council approval, until completion of the necessary works, be approved.
- (b) That the Mayor and City Clerk be authorized to execute the necessary documents.
19. That the Lease Agreement approved by City Council at its meeting held 1981 March 31, in adopting Section 2 of the Eighth Report of the Finance Committee, entered into with Winco Steak N' Burger be terminated and that the City Solicitor be authorized to take the necessary action to terminate the lease and recover the \$18,000. in arrears.
20. (a) That the Corporation of the City of Hamilton exercise its option to retain the services of Off-Site Resources Inc. for the Employee Assistance Program for years two and three.
- (b) That years two and three cover the period commencing 1991 July 1 and ending 1993 June 30.
- (c) That the monthly fee for years two and three be calculated based on the employee population on 1991 July 1 and 1992 July 1.
21. That the salary classification for the following non-union position in the Building Department be approved in accordance with Section 12 of the Fifth Report of the Planning and Development Committee adopted by City Council on 1991 March 26.

<u>Position Title</u>	<u>Function</u>	<u>Grade</u>	<u>Salary</u>
Supervisor of Customer Service	To assist the Manager of Customer Services in providing a living environment free of safety, health and fire hazards through plan examination, and advising design professionals on regulatory requirements.	J	\$51,218.96- \$60,379.28

22. That the following salary classification be approved:

<u>Position Title</u>	<u>Function</u>	<u>Grade</u>	<u>Salary</u>
Senior Systems Analyst	Plan, design, analyze and co-ordinate the development, implementation and maintenance of multi-user, multi-task on-line and batch processing computer systems.	I	\$52,490.88- \$61,850.88

23. That Article 2 of the Manual of Procedures for the Joint Job Evaluation Programme, approved by City Council on 1991 March 5, in adopting Section 2 of the Fourth Report of the Financial and Administration Committee, be amended by adding the following paragraph in the section entitled Joint Job Committee:

"Notwithstanding the foregoing, the Employer shall maintain two (2) Management representatives, during the hearing of appeals arising from the installation of the Joint Job Evaluation Programme. All decisions and agreements of the Committee shall be by consensus or by majority vote of 4 to 1".

24. That the contract settlement of the Provincial Agreement for Ontario Marble, Tile, Terrazzo, Cement Masons, Resilient Floor Layers and Their Helpers - The International Union of Bricklayers and Allied Craftsmen and the Ontario Provincial Conference of the International Union of Bricklayers and Allied Craftsmen and the Terrazzo, Tile and Marble Guild of Ontario, Inc., Local Union 16, be received pursuant to the Fair Wage Policy of the City of Hamilton.
25. That the Appointments To and Terminations from Permanent positions with the Corporation to 1991 July 16, attached hereto and marked Appendix "B", be approved.
26. (a) That the City Solicitor be authorized and directed to prepare a By-law to Replace Schedule 19, To Licensing By-law 79-323 Respecting Bill Posters and Bill Distributors, Etc. for presentation to City Council.
- (b) That, upon enactment of the By-law, a letter be forwarded to Canada Post Corporation ("Canada Post") requesting voluntary compliance with the provisions of the By-law in the delivery of advertising flyers and handbills.

- (c) That the Honourable Harvie Andre, Minister responsible for Canada Post Corporation, be requested once again to amend the Canada Post Corporation Act, Revised Statutes of Canada 1985, Chapter C10, to require compliance with Municipal By-laws regulating the distribution of flyers and advertising material.
27. That the resolution from the City of Toronto respecting the Provincial Government removing the Oath of Allegiance to the Crown for all police officers in the Province of Ontario, attached hereto and marked Appendix "C", be endorsed.
28. That the following resolution from the City of Cambridge respecting the Ontario Labour Relations Act Reform be endorsed:
- "WHEREAS the Ontario Government has received the report of the Labour Relations Act Reform Committee, and;
- WHEREAS the Labour Relations Reform Committee report includes a number of recommendations to amend the Labour Relations Act, and;
- WHEREAS the proposed changes to the Labour Relations Act have potentially far reaching effects on union/management relationships including those in the municipal public sector;
- BE IT RESOLVED therefore that the City of Cambridge hereby requests the Province of Ontario to undertake a broad consultation process with all potentially affected parties prior to the introduction of any legislation to amend the Ontario Labour Relations Act, and further;
- Council hereby directs that a copy of this resolution be circulated to all municipalities in the Province of Ontario with a population of 50,000 or more, to the Premier of the Province, the Minister of Labour, our M.P.P. (Mr. Mike Farnan) and to the other M.P.P.'s in the Region of Waterloo."
29. That a contribution in the amount of \$2,000. be made to the President's Advisory Committee on Community Relations, McMaster University, to be used towards the cost of producing and distributing a Neighbours Handbook containing important information such as relevant by-laws and names and numbers of key university and City officials to contact with enquiries, and that this expenditure be funded from Unclassified Expenditure Account No. CH50010 24201.

30. (a) That approval be given to put into place the non-use of sexist language in all meetings of City Committees, Council and in the administration of all City business in City Hall and elsewhere.
- (b) That a Committee consisting of members of the Hamilton Status of Women Sub-Committee and two (2) members of the Finance and Administration Committee be established to draft a policy on the non-use of sexist language.
31. (a) That a staff committee representing the Treasury, Planning, Culture and Recreation, Public Works, Fire, Traffic, and Building Departments and the Hamilton Public Library, chaired by the Building Commissioner, be established to review development proposals involving infill situations or conversions of existing buildings to determine whether the development will increase the demand for municipal services and hence whether a development charge is applicable under Development Charges By-law 90-74.
- (b) That development proposals from the Agomen Group for 303-307 King Street East and 929-931 Fennell Avenue East be forwarded to the staff committee for review.
32. (a) That the City of Hamilton settle Ontario Court (General Division) Action No. 11210/88 by the payment to the Plaintiff, Edith Rice, of the sum of \$18,022.33 inclusive of all damages, interest and costs.
- (b) That the Plaintiff be required to provide a Full and Final Release in a form satisfactory to the City Solicitor.
- (c) That Ontario Court (General Division) Action No. 11210/88 be dismissed without costs.
33. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 2756/87 by the payment to the Plaintiffs, Gurdeep Ryatt and Tarsemlal Ryatt, of the sum of \$47,426.22 inclusive of all damages, interest and costs.
- (b) That the Plaintiffs be required to sign a Full and Final Release in a form satisfactory to the City Solicitor.
- (c) That Ontario Court (General Division) Action No. 2756/87 be dismissed without costs.

34. (a) That the City of Hamilton make an Offer to Settle in Ontario Court (General Division) Action No. 2473/83, to resolve the action upon payment to the City of Hamilton of \$38,500.00 inclusive of damages, interest and costs.
- (b) That Ontario Court (General Division) Action No. 2473/83, and all cross and counter-claims be dismissed without costs.
35. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 27886/91 by payment of \$60,110.24 to the Plaintiffs, Clara Pascal and Claudine Pascal, inclusive of all damages, interest and cost.
- (b) That the Plaintiffs be required to execute a Full and Final Release of the City of Hamilton in a form satisfactory to the City Solicitor.
- (c) That Ontario Court (General Division) Action No. 27886/91 be dismissed, as against the City of Hamilton, without costs.
36. (a) That the Fire Chief be authorized to offer, on a one time basis, early retirement to members of the Hamilton Fire Department who are eligible for such early retirement under either the Hamilton Municipal Employees Retirement Fund or the Ontario Municipal Employees Retirement System.
- (b) That in order to encourage employees to accept said offer, the Fire Chief be authorized to offer the following enhancements:
- (i) A financial package providing for installment payments of \$3,000. per year for employees choosing to leave voluntarily up to five years prior to their regular retirement date.
 - (ii) Employees would elect to take the payments either in annual amounts or in a lump sum which would be discounted to its present value, or in monthly payments through the pension fund.
 - (iii) The maximum amount payable to a single employee leaving five years in advance of normal retirement would be \$15,000. while the minimum amount payable to an employee leaving one year in advance of normal retirement would be \$3,000.
 - (iii) An employee's eligibility and the amount of enhancement would be established upon the date of request and would not be affected should The Corporation agree to a later retirement date due to training constraints.

37. For the information of the Members of City Council, the Finance and Administration Committee, at its meeting held 1991 July 25, approved of the appointment of Ms. Schellie Maybee and Ms. Carole Marie Zoghaib as citizen members of the Hamilton Status of Women Sub-Committee, to fill two vacancies created by resignations for a term to expire 1991 November 30.
38. That leave be granted to introduce the following Bills:
- Bill H-33** A By-law to Authorize Major Maintenance to Civic Buildings.
- Bill H-34** A By-law to Authorize the Hydro Street Lighting Conversion to High Pressure Sodium.
- Bill H-35** A By-law to Replace Schedule 19, To Licensing By-law 79-323 Respecting Bill Posters and Bill Distributors, Etc.
- Bill H-36** A By-law to Authorize Renovation and Retrofit of the Huntington Park Recreation Centre.
- Bill H-37** A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED,

**ALDERMAN B. HINKLEY, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE**

**John Thompson, Secretary
1991 July 25**

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at May 31, 1991 (000's)				Is the Project on Target? Yes or No Timing (8)	Budget (9)	Centre Number (10)
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)			
		Start (3)	Finish (4)					
		Balance Available (7)						
<u>General Administration</u>								
4	Office Renovation - Treasury Dept.	1991	1992	400	-	400	Yes	CF 319141005
5	Security Improvements - City Hall	9/91	12/91	100	-	100	Yes	CF 319141004
6	Construction Cost for Accommodation - City Hall	10/91	3/92	100	-	100	Yes	CF 319141003
7	Replacement of Pool Filtration System - Central Memorial Recreation Centre	06/91	09/91	200	140	60	Yes	CF 319151002
8A	Major Maintenance to Civic Buildings	1991	1992	750	-	750	Yes	CF 319141001
8B	Relocation of Info. Systems Computer	1991	1992				No	CF 319141001
8C	Sprinkler System-Central Services Bldg	1991	1992				Yes	CF 319141001
9	Data Base and Fourth Generation Computer	1/86	12/93	550	348	202		CF 268651002
10	Alterations to Recreational Buildings for Handicapped Access	09/86	6/92	100	15	85	No	CF 708641003
11	Energy Conservation Projects	05/86	12/91*	50	39	11	Yes	CF 328641001
13	Workstation Furniture (1989)	1/89	12/91	75	62	13		CF 268931001
17	Treasury Department - Computer Software	08/87	12/91*	142	57	85	Yes	CF 268751002
25	Computer Software	11/88	12/92	125	16	109	Yes	CF 258851002
27	Computer Environment Improvements	11/88	12/91*	50	4	46	Yes	CF 258851001
33	Computer Software Project	1/90	12/92	150	5	145	Yes	CF 259051015
35	Energy Conservation Project	11/89	1991	50	47	3	Yes	CF 318941016
36	Major Maintenance To City-Owned Buildings	10/89	1991*	250	94	156	Yes	CF 319041003

Appendix "A" as referred to in Section 17 of the FIFTEENTH Report of the Finance & Administration Committee for 1991.

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at May 31, 1991

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)
		Start (3)	Finish (4)				Timing (8)	Budget (9)	
(1-50)									
General Administration-Ctd.									
37	Computer Software	01/90	12/91*	125	11	114	Yes	Yes	CF 259051013
38	Accommodation Requirements - Law Department	05/91*	11/91*	175	33	142	Yes	Yes	CF 319041004
39	Hamilton Housing Company - Macassa Park Apts. - Replace Heating and Electrical System	1991*	1991*	165	-	165	Yes	Yes	CF 319041005
40	Asbestos Abatement Program	1990	1992	550	19	531	Yes	Yes	CF 319041007
42	Computer Workstation Furniture	01/90	12/91*	50	34	16	Yes	Yes	CF 259051012
43	Accommodation Requirements - City Hall	1991*	1992*	150	-	150	Yes	Yes	CF 319041002
46	Major Maintenance to Civic Buildings - 1999 Allocation	10/89	1991	250	75	175	Yes	Yes	CF 316941003
(51-100)									
Protection to Persons & Property									
52	Fire Station - Upper Sherman and Fennell - Land Acquisition	05/91	05/92	800	-	800	Yes	Yes	CF 489150001
53	Computer Aided Dispatch	08/91	12/93	1,300	-	1,300	Yes	Yes	CF 489151003

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at May 31, 1991 (000's)					Is the Project on Target?		Centre Number (10)
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No		
		Start (3)	Finish (4)				Timing (8)	Budget (9)	
(51-100) Protection to Persons & Property-Ctd.									
54	Breathing Apparatus Conversion	04/91	1993	750	53	697	Yes	Yes	CF 489151004
55	Public Safety Trunking Radio	10/91	03/93	2,500	2	2,498	Yes	Yes	CF 489151023
56	Fire Stn. Stone Church & Upper Wellington - Construction	05/89	05/91	1,400	1,376	24	Yes	Yes	CF 488941001
(101-160) Engineering									
102	1991 Reconstruction Program	01/91	12/92	9,400	7,848	1,552	Yes	Yes	CF 529142001
103	Road Access - Riverdale East Neighbourhood	08/86	12/91*	445	278	167	Yes	Yes	CF 528643006
104	1991 Catch Basin and Drain Connection	01/91	12/91	160	-	160	Yes	Yes	CF 529149005
105	Storm Management Projects	09/91	12/91	127	-	127	Yes	Yes	CF 529149006
109	1988 Reconstruction Program	01/88	12/91*	7,695	7,432	263	Yes	Yes	CF 528842001
110	Replacement of Traffic Operations Centre	09/88	03/92	6,830	5,170	1,660	Yes	Yes	to CF 528842047
111	Greenhill Ave. Construction of Finished Roadway, Curbs & Sidewalks	08/88	12/91*	860	626	234	Yes	Yes	CF 528843002
112	Storm Drainage Projects	12/88	12/91	180	66	114	Yes	Yes	CF 528849001
113	1989 Reconstruction Program	01/89	12/91	8,200	7,063	1,137	Yes	Yes	CF 528942001
									to CF 528942056

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at May 31, 1991				Is the Project on Target?			Centre Number (10)
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No		
		Start (3)	Finish (4)				Timing (8)	Budget (9)	
<u>(101-150) Engineering - Ctd.</u>									
115	1990 Reconstruction Program	03/90	12/92*	8,800	7,936	864	Yes		CF 529042001
116	Catch Basin and Drain Connections	03/90	12/91	150	-	150	Yes		CF 529043007
<u>(201-250) Parking Authority</u>									
Parking Facilities - Property									
201	Acquisition	02/84	Unknown	1,700	1,431	269	No		CF 708445001
202	Construction of Parking Facilities	09/85	1991	590	585	5	Yes		CF 908545001
211	Upgrade Existing Parking Facilities	1990	1991*	100	78	22	Yes		CF 909045003
212	Study and Design - Existing and Future Parking Projects	1990	1991*	50	-	50	Yes		CF 909045004
214	Land Acquisition - Various	1990	1991*	400	300	100	Yes		CF 909045006
215	Land Acquisition General	1991	1991	400	-	400	No		CF 909145001
217	Demolition and Site Preparation	1991	1992	275	-	275	Yes		CF 909145002
218	Upgrading of Existing Parking Facilities	1991	1992	100	32	68	Yes		CF 909145003
219	Study and Design - Existing and Future Parking Projects	1991	1992	50	-	50	Yes		CF 909145004

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at May 31, 1991 (000's)				Is the Project on Target?			Centre Number (10)
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No		
		Start (3)	Finish (4)				Timing (8)	Budget (9)	
(251-300) Department of Public Works									
252	New Equipment - Sander Wing Plow Unit		12/91	90	-	90	Yes	Yes	CF 609151005
253	New Equipment - Street Sweeper		12/91*	130	-	130	Yes	Yes	CF 609151006
254	New Equipment - Self Mounted and Power Road Direction		09/91	50	32	18	Yes	Yes	CF 609151007
255	New Equipment - Concrete Grinder		12/91	35	-	35	Yes	Yes	CF 609151008
256	Concrete Resource Recovery Pit - Bernie Harbour Court Yard	05/91	12/91	300	-	300	Yes	Yes	CF 609151009
257	Major Maintenance Grounds			50	-	50			CF 609143011
258	Hydro Street Lighting Conversion to High Pressure Sodium	05/91	12/91	1,102	-	1,102	Yes	Yes	CF 609143007
259	Various Lots - Construction/Repairs			114	26	88	Yes	Yes	CF 609145012
260	Fleet Services - Shop Equipment	12/91		39	32	7	Yes	Yes	CF 649151010
269	Renovations to Office & Yard & Ventilation System								
	- Fleet Services	03/90	12/91*	169	113	56	Yes	Yes	CF 649041012
270	Upper Ottawa Depot	03/90	12/91	359	38	321	Yes	Yes	CF 609041009
271	Construct/Repair Parking Lots	03/90	08/91*	107	95	12	Yes	Yes	CF 629045009
272	Emergency Crest Stabilization	04/90	12/91*	429	368	61	Yes	Yes	CF 629049003

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at May 31, 1991 (000's)					Is the Project on Target?			Centre Number (10)			
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No						
		Start (3)	Finish (4)				Timing (8)	Budget (9)					
(301-350) Department of Culture & Recreation													
301	Pier Four Park - Harbour Front	09/91	12/93	1,000	-	1,000	Yes	Yes	CF 419154007				
302	Huntington Park Renovation/Retrofit	01/92	10/92	3,200	-	3,200	Yes	Yes	CF 709141016				
303	Hamilton Tennis Building Replacement	1991	unknown	300	-	300	Yes	Yes	CF 709141006				
304	Dundurn Cockpit Restoration	07/91	1993	260	-	260	Yes	Yes	CF 719141008				
305	Whitehern Restoration	07/91	1993	500	-	500	Yes	Yes	CF 719141007				
306	Dundurn Castle Restoration	07/91	1993	600	-	600	Yes	Yes	CF 719141002				
307	Hamilton Playstructure Development	1991	1995	200	104	96	Yes	Yes	CF 709152001				
309	West Mountain Twin Pad Arena	1990	1992	9,668	38	9,630	No	No	CF 709041012				
311	Bike Paths (Phases 2, 3 & 4)	05/87	Unknown*	990	143	847	Yes	Yes	CF 708743001-002				
315	Senior Citizens Drop-In-Centre (Lake Avenue)	05/88	12/91	100	8	92	Yes	Yes	CF 708941003				
318	Y.W.C.A. Capital Grant (1989 to 1993)	01/89	12/93	750	300	450	Yes	Yes	CF 259041006				
319	Hamilton Playstructure Development - 1991			200	104	96	N/A	Yes	CF 709152001				
321	Senior Citizens Centre	11/90	11/92	3,500	183	3,317	No	No	CF 709041013				
322	Twinning Mountain Arena	1990	1990	2,012	1,857	155	Yes	Yes	CF 709041011				

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at May 31, 1991 (000's)					Is the Project on Target?			Centre Number (10)
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Yes or No			
		Start (3)	Finish (4)				Timing (8)	Budget (9)		
(351-400) Parks Division										
351	Renovate Chedoke Golf Course Parking Lot		10/91*	204	99	105	Yes	Yes	CF 628945001	
356	Chedoke Golf Course Storage and Workshop	06/86	06/92	161	-	161	No	Yes	CF 628641001	
357	Ivor Wynne Stadium Artificial Turf Replacement	05/91	06/91	1,405	1,208	197	Yes	Yes	CF 629154008	
358	Gage Park Pathway Lighting Phase III	06/91	09/91	31	-	31	Yes	Yes	CF 629154006	
359	Victoria Park Floodlighting	03/91	05/91	55	-	55	Yes	Yes	CF 629154005	
360	Park Development and Redevelopment by Priority	01/91	06/92	1,214	-	1,214	Yes	Yes	CF 629154004	
361	Chedoke Golf Course - Repair to Gabion Wall	1991	1992	60	-	60	Yes	Yes	CF 629154003	
362	Ivor Wynne Stadium - Replace Lighting	1991	1991	52	-	52	Yes	Yes	CF 629154002	
363	Mohawk Sports Park Construction of Utility Building	07/87	10/91*	222	193	29	Yes	Yes	CF 628754001/004	
364	Ivor Wynne Stadium Renovations and Repairs	1991	1991	159	-	159	Yes	Yes	CF 629154001	
365	Mohawk Sports Park Floodlighting and Bleachers - Track Review	1991	1991	470	-	470	Yes	Yes	CF 619154011	

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at May 31, 1991 (000's)					Is the Project on Target? Yes or No	Centre Number (10)	
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)			
		Start (3)	Finish (4)						
									Timing (8)
(351-400) Parks Division-Ctd.									
368	Mountain Drive Park Repairs	05/88	12/91*	100	24	76	Yes	Yes	CF 628854003
372	T.B. McQueston Park Development - Stage 1	05/88	12/92	50	40	10	Yes	Yes	CF 628854004
378	Mohawk Sports Park, Irrigation System, Bleachers and Floodlighting	05/89	12/92	400	143	257	Yes	Yes	CF 628954001
379	Sam Lawrence Park - Upgrading	05/89	12/93	2,325	442	1,883	Yes	Yes	CF 628954002
381	Park Development and Redevelopment by Priority	05/89	10/91*	488	459	29	Yes	Yes	CF 628954007
384	Renovations/Repairs - Ivor Wynne Stadium	03/90	08/91*	345	179	166	Yes	Yes	CF 629054017
386	Park Development and Redevelopment	03/90	08/91*	1,288	895	393	Yes	Yes	CF 629054012
388	Red Hill Creek Master Plan Implementation	03/90	08/91	1,157	109	1,048	Yes	Yes	CF 629054013
389	T.B. McQueston Park Development	03/90	? *	170	136	34	Yes	Yes	CF 629054014
390	Fieldhouse - Mohawk Sports Park	03/90	12/91	440	29	411	Yes	Yes	CF 629054018
391	Facilities Building - Gage Park	03/90	12/91*	460	35	425	Yes	Yes	CF 629054019
393	Mountain Park - Crest Stabilization Plan	03/90	12/92	250	-	250	Yes	Yes	CF 629049004

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)
as at May 31, 1991

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)
		Start (3)	Finish (4)				Timing (8)	Yes or No (9)	
(401-450) H.E.C.F.I.									
(401-410) Corporate									
402	Automated Facilities Management System - Corporate	04/91	12/91	75	-	75	Yes	Yes	CF 929151020
405	Automated Facilities Management Computer System	10/90	12/91	75	25	50	Yes	Yes	CF 929051008
406	T.V. Monitor Message System	06/89	12/91*	50	-	50	Yes	Yes	CF 928941007
(411-420) Copps Coliseum									
411	Victor K. Copps Trade Centre/Arena Renovations	08/83	12/91	41,429	40,616	813	Yes	Yes	CF 928341001-019
412		07/87	12/91	130	89	41	Yes	Yes	CF 928741001
413	New Equipment & Renovations	04/88	12/91	120	88	32	Yes	Yes	CF 928841002
414	New Equipment	06/89	12/91	97	82	15	Yes	Yes	CF 928941004
415	New Equipment & Renovations	09/90	12/91	50	29	21	Yes	Yes	CF 929051002
416	Private Boxes - Study	10/90	12/91	100	2	98	No	Yes	CF 929051003
417	Satellite Dish	10/90	09/91	130	84	46	Yes	Yes	CF 929051004
(421-430) Hamilton Place									
421	Great Hall Sound Console	11/88	12/91	202	77	125	Yes	Yes	CF 928851003
422	Great Hall Banners	05/89	**	130	3	127	No	Yes	CF 928941001
423	Furniture, Equipment & Renovations	07/90	12/91	160	156	4	Yes	Yes	CF 929051005

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at May 31, 1991 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)
		Start (3)	Finish (4)				Timing (8)	Budget (9)	
(401-480) H.E.C.F.I.-Ctd.									
(421-430) Hamilton Place-Ctd.									
424	Great Hall Banners	09/90	**	570	-	570	No	Yes	CF 929041011
425	Great Hall Sound & Lighting								
	Equipment & Chairs	09/91	09/92	83	-	83	Yes	Yes	CF 929151016
426	Studio Theatre Equipment & Chairs	05/91	05/92	80	34	46	Yes	Yes	CF 929151021
427	Various Equipment & Renovations	09/91	09/92	65	-	65	Yes	Yes	CF 929151022
(431-440) Convention Centre									
433	Equipment & Renovations	06/89	12/91	320	280	40	Yes	Yes	CF 928941006
434	Furniture, Equipment, Renovations	07/90	12/91	62	7	55	Yes	Yes	CF 929051007
435	Revisions, Replacements for Building & Equipment								
	Equipment & Renovations	09/91	09/92	75	-	75	Yes	Yes	CF 929151015
437	Equipment & Renovations	09/91	09/92	10	-	10	Yes	Yes	CF 929151017
(441-480) C.U.P.									
442	Replacement and Overhaul - Equipment	06/89	09/91*	115	102	13	Yes	Yes	CF 928941005
443	Equipment & Renovations	07/90	09/91*	90	87	3	Yes	Yes	CF 929041001
444	City Hall - Fan Plenum Retrofit	09/91	06/92	90	-	90	Yes	Yes	CF 929151011
445	Hamilton Convention Centre - Light Control	10/91	04/92	25	-	25	Yes	Yes	CF 929151012
446	City Hall - Additional Transformer	10/91	06/92	50	-	50	Yes	Yes	CF 929151013
447	Capital Replacements/Revisions & New Equipment	02/91	06/92	70	33	37	Yes	Yes	CF 929151014

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at May 31, 1991 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)
		Start (3)	Finish (4)				Timing (8)	Yes or No (9)	
(451-500) Hamilton & Scourge									
452	Laboratory Facility & Equipment	06/89	12/90	150	1	149	Yes	Yes	CF 738841002
453	Hamilton & Scourge - Jason Project	03/90	03/91	410	389	21	Yes	Yes	CF 738904001
(501-550) Hamilton Public Library Board									
502	Automation and Collection Access: Phase III	1991		223	-	223			CF 919151019
503	Terryberry Library Addition - 2nd Floor	08/87	07/91*	2,471 75	1,962 -	509 75	Yes	Yes	CF 918741001 CF 919151018
504	Office Automation - 1991 Phase								
508	Furniture & Equipment - Office Computerization	09/88	08/91*	40	8	32	Yes	Yes	CF 918851002
509	Furniture & Equipment - Office Computerization	06/89	07/91*	20	12	8	Yes	Yes	CF 918941010
510	- Office Automation	09/90	02/91*	13	4	9	Yes	Yes	CF 919051008
511	Automation of Information Files	09/90	12/91	131	14	117	Yes	Yes	CF 919051009
512	Office Automation	09/90	08/91*	72	64	8	Yes	Yes	CF 919051010
513	Automation & Collection Access - Phases II-V	09/90	12/91*	181	55	126	Yes	Yes	CF 919051011
514	Sherwood Library Branch Relocation	05/90	08/91*	356	348	8			CF 919041014
515	Library - Land Acquisition South East Mountain	06/90	12/91	555	45	510	Yes	Yes	CF 919041010

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS
(000's)

as at May 31, 1991									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Centre Number (10)
		Start (3)	Finish (4)				Yes or No		
							Timing (8)	Budget (9)	
(601-650) Planning									
601	Enclaves Clearance	08/87	12/91	3,000	1,669	1,331	Yes	Yes	CF 308750001
(701-750) Community Development									
701	Downtown Action Plan - Phase III B	07/86	12/91*	1,300	1,241	59	Yes	Yes	CF 428603001
706	Downtown Action Plan - Phase IV	05/87	12/92*	1,199	787	412	Yes	Yes	CF 428603001
707	O.N.I.P. Corktown/Stinson	05/87	12/91*	1,028	1,000	28	Yes	Yes	CF 428701001
708	Facade Improvement Programme	07/87	12/90	800	481	319	Yes	Yes	CH 4X001 00321
711	Commercial Improvement Programme	06/87	12/91	2,500	943	1,557	Yes	Yes	CF 428705001
715	P.R.I.D.E. Programs - Crown Point West/Stipeley - Phase II	05/89	12/92	700	210	490	Yes	Yes	CF 428902002
717	Central/Beasley Housing Intensification Program	1990	1993	1,860	-	1,860	Yes	Yes	
718	P.R.I.D.E. Program - Beasley/Central	1990	1992	627	54	573	Yes	Yes	CF 429002003
719	Barton Street Demonstration Loan Program	11/90	Unknown	200	-	200	Yes	Yes	
				157,943	99,788	58,155			

Notes: * Indicates date has changed from previous reporting.

** City Treasurer is suggesting these funds be used for asbestos removal.

22 July 1991

Appendix "B" as referred to in
Section 25 of the FIFTEENTH Report
of the Finance & Administration
Committee for 1991.

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. John Elder	Manager of Events Delivery (H-19)	H.E.C.F.I.	New position - due to reorganization	\$54,894.32 to \$64,507.04	06/05/91
Ms. Mary Howarth	Secretary - Entertainment Program and Sales (H-8)	H.E.C.F.I.	New position - due to reorganization	\$23,400.00 to \$27,320.80	29/04/91
Mr. Peter McFarland	Foreman/Woman III (13-C)	Public Works	Replacing Mr. J. Fortino - retired	\$32,886.88 to \$37,768.12	24/06/91
Mr. Reginald Meiers	Operation Engineer (A-G)	Public Works	New Position Council Approved April 30, 1991	\$58,056.44 to \$68,428.36	20/06/91
Mr. Hoda Kayal	Project Manager (A-K)	Property	Replacing Mr. M. Shah - promoted	\$44,267.16 to \$52,111.28	24/06/91
Mr. David Watkins	Promotion & PR Officer (H-16)	H.E.C.F.I.	New Position - due to reorganization	\$44,269.16 to \$52,111.28	21/05/91

Prepared 16/07/91

**THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS**

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Dennis Arnott	Superintendent of Parks Maintenance	Public Works	Retired	33 years, 10 months	28/06/91
Ms. Sandra Bagnuss	Solicitor	Law	Terminated	1 years, 9 months	24/06/91
Mr. Thomas Burrows	Manager, Theatre (Hamilton Place)	H.E.C.F.I.	Retired	12 years, 6 months	28/06/91
Mr. Ray Duguay	Foreman I	Public Works	Retired	30 years, 10 months	28/06/91
Mr. Grant Holle	Labourer	Parking Authority	Resigned	2 years	17/05/91
Mr. Fraser Reynolds	Budget Co-ordinator	Building	Retired	35 years	28/06/91
Mr. Nick Spisak	Foreman I	Public Works	Retired	24 years, 5 months	28/06/91
Ms. Marsha Taylor	Administrative Assistant	H.E.C.F.I.	Resigned	3 years, 3 months	14/06/91
Mr. David Watkins	Promotion/PR Officer	H.E.C.F.I.	Resigned	3 years	04/06/91
Mr. Ron Wells	Foreman II	Public Works	Retired	36 years, 2 months	28/06/91

Prepared 12/07/91



City of Toronto

Department of the City Clerk
City Hall
Toronto, Ontario
Canada M5H 2N2

Telephone: (416) 392-7020
Fax: (416) 392-6990
TDD: (416) 392-7354

Appendix "C" as referred to in
Section 27 of the FIFTEENTH Report
of the Finance & Administration
Committee for 1991.

Barbara G. Caplan
City Clerk
Sydney K. Baxter
Deputy City Clerk

Reply to: C. Dodds, 392-7031

Please refer to: 910527-38:4

June 4, 1991

TO: ALL MUNICIPALITIES IN ONTARIO WITH
POPULATIONS OVER 50,000

At its meeting held on May 27 and 28, 1991, City Council adopted the following motion of Councillor Walker respecting the Provincial Government removing the Oath of Allegiance to the Crown for all police officers in the Province of Ontario:

"Whereas the Premier of Ontario and the Provincial Cabinet secretly removed the Oath of Allegiance to the Crown for all police officers in the Province of Ontario;
and

Whereas the Premier and the NDP Government did this without any public consultation, most particularly with individual police associations, police officers, and most importantly the general public; and

Whereas all new citizens, upon assuming citizenship, swear allegiance to the Queen or the Crown of Canada; and

Whereas Section 52(1) of the Constitution Act, 1982, provides that the constitution of Canada is the supreme law of Canada, and any law that is inconsistent with the provisions of the Constitution is to the extent of the inconsistency, of no force and effect; and

Whereas Section 9 of the Constitution Act, 1982, provides that the Executive Government and Authority of and over Canada is declared to continue and be vested in the Queen; and

Whereas the Interpretation Act provides that any reference to 'Her Majesty, the Queen', or 'the Crown' means the Sovereign of the United Kingdom, Canada, and Her other Realms and Territories, and the Head of the Commonwealth; and

Whereas the Governor General is the representative of Her Majesty The Queen in Canada; and

Whereas the Lieutenant Governor for the Province of Ontario is appointed by and shall hold office during the pleasure of the Governor General; and

Whereas Section 135 of the Police Services Act authorizes the Lieutenant Governor in Council to make regulations prescribing forms of oaths or affirmations of office and secrecy for members of Police Services Boards, police officers, auxiliary members of police forces and special constables; and

Whereas the Provincial Government has filed a regulation made under the Police Services Act prescribing new forms of oath or affirmation; and

Whereas Section 12 of the Regulations Act requires every Regulation to be referred to the Provincial Standing Committee on Regulations and that the said Committee examine the scope and method of the exercise of delegated legislative power;

Therefore be it resolved that:

1. City Council considers it necessary for the courts or the Provincial Standing Committee on Regulations to consider whether or not the Regulation in question is unconstitutional and beyond the authority of the Province to promulgate and is of no force and effect as it is inconsistent with the Constitution of Canada including the Canadian Charter of Rights and Freedoms;
2. City Council request the Provincial Standing Committee on Regulations to review the purported exercise of delegated legislative power in respect of the regulation in question and recommend to the Legislative Assembly of Ontario that such regulation be repealed;
3. The City Solicitor be authorized to join with the Municipality of Metropolitan Toronto in seeking declaratory relief in the courts respecting the constitutionality of the regulation in question, if such repeal is not forthcoming; and
4. This motion be forwarded to all municipalities with a population of over 50,000 and all members of the Association of Municipalities of Ontario."

Council's action is forwarded to you for your information and any action.

Yours truly


City Clerk


IR

Mr. Todd Decker, Clerk, Standing Committee on Regulation and Privacy Bills, Room 1521,
Queen's Park, Toronto, Ontario, M7A 1A2

All Municipalities in Ontario with a population over 50,000

Ms. Kathleen Hunter Executive Director, Association of Municipalities of Ontario, 100
University Avenue, Ste. 805, Toronto, Ontario, M5J 1V6

cc: City Solicitor
Metropolitan Toronto Solicitor
Metropolitan Toronto Clerk

MUNICIPAL
23 1991
The Corporation of the City of Hamilton

BY-LAW NO. 91-

GOVERNMENT DOCUMENTS
TO ALTER SANATORIUM ROAD FROM WEST 21ST STREET TO GARTH STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of the Municipal Act, R.S.O. 1980, Chapter 302, to alter, establish and lay out any highway or part of a highway under its jurisdiction;

AND WHEREAS it is necessary to alter Sanatorium Road from west 21st Street to Garth Street, as described in more detail in Schedule "A" attached hereto;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 14 of the 9th Report of the Transport and Environment Committee at its meeting held on the 25th day of June 1991, authorized the reconstruction and altering of the highway as described in Schedule "A" attached hereto;

AND WHEREAS Notice of this by-law was published as required by Section 301 of the Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The reconstruction of Sanatorium Road from West 21st Street to Garth Street, as described in Schedule "A" attached hereto and forming part of this by-law, may be proceeded with.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.

PASSED this day of A.D. 1991.

City Clerk

Mayor

SCHEDULE "A"

To

By-law No. 91-

DESCRIPTION OF WORK TO BE UNDERTAKEN

Sanatorium Road

- altering Sanatorium Road from West 21st Street to Garth Street
- proposed widening to three lanes to provide a left-turn lane at Garth Street

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

TO AUTHORIZE THE SALE OF THE CLOSED PORTIONS OF THE FIRST
EAST/WEST ALLEYWAY SOUTH OF MAIN STREET EAST
BETWEEN BALMORAL AVENUE AND GROSVENOR AVENUE, REGISTERED
PLAN NO. 586 DESIGNATED AS PARTS 2,3,5,6,8, AND 9 ON PLAN 62R-10227

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 301 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302, to stop-up, and sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 5 of the 8th Report of the Transport and Environment Committee on March 8, 1988 authorized the City to stop-up, and close the highway and offer to sell the soil and freehold therein as hereinafter described, the extent and boundaries of which are more particularly described in Schedule "A" attached hereto;

AND WHEREAS the unopened road allowance known as the East/West Alley, the extent and boundaries of which are more particularly described in Schedule "A" annexed hereto, was stopped-up and closed by Judge's Order registered on 26, February, 1991 as Instrument No. 76169.

AND WHEREAS the George Badura and Morris and Roxanne Felicetti are the abutting owners to the south of East/West Alley.

AND WHEREAS Diego and Mary Sebastianutti, Michael and Jessie Wyslobicky and 482115 Ontario Limited are the abutting owners of the lands to the north of the East/West Alley.

AND WHEREAS Notice of the said by-law has been published as required by Section 301 of the said Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 2 on Plan 62R-10227 may be offered for sale to the owner of the land abutting to the south, being George Badura or his successor or assigns.
- (b) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 3 on Plan 62R-10227 for sale to the owner of the land abutting to the south, being Morris and Roxanne Felicetti, or their successor or assigns.
- (c) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 5 on Plan 62R-10227 for sale to the owners of the land abutting to the north, being Diego and Mary Sebastianutti, or their successors or assigns.

- (d) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 6 on Plan 62R-10227 for sale to the owner of the land abutting to the north being Michael and Jessie Wyslobicky or their successors or assigns.
 - (e) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 8 and 9 on Plan 62R-10227 for sale to the owner of the land abutting to the north being 482115 Ontario Limited or his successors or assigns.
- 2. If the above-mentioned owners of the abutting lands or their successors or assigns do not purchase the said portions of Alley within 30 days of the date of passing of this by-law, the sale of the said property may be authorized to any other person as may be approved by a subsequent by-law.
 - 3. This by-law comes into force and effect on the date of its enactment.

PASSED this day of A.D. 1991.

City Clerk

Mayor

"Schedule A"

Parts of the East/West Alley south of Main Street between Balmoral Avenue and Grosvenor Avenue, Registered Plan No. 586 designated as Parts 2,3,5,6,8 and 9, Plan 62R-10227 in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

**TO AUTHORIZE THE SALE OF THE CLOSED PORTIONS OF THE FIRST
EAST/WEST ALLEYWAY SOUTH OF CONCESSION STREET BETWEEN
EAST 39TH AND EAST 38TH STREET, REGISTERED PLAN 444
DESIGNATED AS PARTS 1,2,3, AND 4 ON PLAN 62R-11097**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 301 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302, to stop-up, and sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 36 of the 20th Report of the Transport and Environment Committee on December 4, 1989 authorized the City to stop-up, and close the highway and offer to sell the soil and freehold therein as hereinafter described, the extent and boundaries of which are more particularly described in Schedule "A" attached hereto;

AND WHEREAS the unopened road allowance known as the East/West Alley, the extent and boundaries of which are more particularly described in Schedule "A" annexed hereto, was stopped-up and closed by Judge's Order registered on 7, January, 1991 as Instrument No. 072227.

AND WHEREAS the Peter Emery, Donald Wilds and Donald Wilds Jr., Milorad and Dosica Kobilski are the abutting owners to the north of East/West Alley.

AND WHEREAS Marc and Carol Corrin are the abutting owners of the lands to the south of the East/West Alley.

AND WHEREAS Notice of the said by-law has been published as required by Section 301 of the said Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 2 on Plan 62R-11097 may be offered for sale to the owner of the land abutting to the north, being Peter Emery or his successor or assigns.
- (b) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 3 on Plan 62R-11097 for sale to the owner of the land abutting to the north, being Donald Wilds and Donald Wilds Jr., or their successor or assigns.
- (c) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 4 on Plan 62R-11097 for sale to the owners of the land abutting to the north, being Milorad and Dusica Kobilski, or their successors or assigns.

- (d) Subject of section 2, the soil and freehold in those portions of the stopped-up and closed road allowance known as the East/West Alley designated as Part 1 on Plan 62R-11097 for sale to the owner of the land abutting to the south being Marc and Carol Corrin or their successors or assigns.
2. If the above-mentioned owners of the abutting lands or their successors or assigns do not purchase the said portions of Alley within 30 days of the date of passing of this by-law, the sale of the said property may be authorized to any other person as may be approved by a subsequent by-law.
 3. This by-law comes into force and effect on the date of its enactment.

PASSED this day of A.D. 1991.

City Clerk

Mayor

"Schedule A"

Parts of the East/West Alley south of Concession Street, Registered Plan No. 444 designated as Parts 1,2,3 and 4, Plan 62R-11097 in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 91-

**TO INCORPORATE PARTS 1,2,3,4,5 and 12, PLAN 62R-11790
INTO DICENZO DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as DiCenzo Drive by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of DiCenzo Drive.

Parts of Lot 14, Concession 8, in the former geographic Township of Barton, designated as Parts 1,2,3,4,5 and 12 on Plan 62R-11790.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1991.

City Clerk

Mayor

BY-LAW NO. 91 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Sanatorium	Eastbound and Westbound	West 22nd
Sanatorium	Eastbound and Westbound	West 24th
Sanatorium	Eastbound and Westbound	West 26th
Sanatorium	Eastbound and Westbound	West 32nd
Oak	Northbound	Birge
Northgate	Eastbound	Moxley
Erindale	Northbound and Southbound	Dundonald
Aberfoyle	Northbound	Montrose
Nugent	Northbound and Southbound	Kentley".

2. **Schedule 11 (Yield Right-of-Way Signs)** is hereby amended by deleting therefrom the following item, namely:-

"Oak	Northbound	Birge".
------	------------	---------

3. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Dunn	West	Brampton to 75 feet north	Anytime
Main	North	Delena to 111 feet west	Anytime
Dallas	North	East 36th to 49 feet east	Anytime
Templemead	East	Everest to 82 feet north	Anytime
Templemead	East	Everest to 64 feet south	Anytime
East 25th	East	Franklin to 90 feet south	8:00 a.m. to 4:00 p.m. Monday to Friday
Glencarry	East	King to 114 feet north	Anytime
Glencarry	West	King to 124 feet north	Anytime".

4. **Schedule 12 (One-Way Streets)** is hereby amended by adding thereto the following item, namely:-

"Glencarry	Southerly	King	94 feet north of King".
------------	-----------	------	-------------------------

5. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

"East 22nd	East	25 feet	321 feet north of Fennell	10:00 a.m. - 6:30 p.m.". and by adding thereto the following item, namely:-
------------	------	---------	---------------------------	---

"East 22nd	East	25 feet	321 feet north of Fennell	10:00 a.m. - 8:00 p.m.". .
------------	------	---------	---------------------------	----------------------------

PASSED THIS DAY OF , A.D. 19 .

CITY CLERK

MAYOR

BY-LAW NO. 91 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 24 (Parking Meter Locations)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to **Section 2 (b) (Two Hour Limit)** the following item, namely:-

"Jackson	North	Catharine to Walnut"
----------	-------	----------------------

and by deleting from **Section 3(b) (One Hour Limit)** the following item, namely:-

"Jackson	North	Catharine to Walnut".
----------	-------	-----------------------

2. **Schedule 25 (Parking Time Limits)** is hereby amended by adding to **Section 5 (One Hour Limit)** the following item, namely:-

"Colbourne	South	MacNab to 94 feet east".
------------	-------	--------------------------

3. **Schedule 25A (Parking Time Limits)** is hereby amended:

a) by deleting from **Section 20 (Two Hour Limit)** the following items, namely:-

"West 34th	West	Bendamere to 332 feet north
West 34th	East	Bendamere to 331 feet north".

and by adding thereto the following items, namely:-

"West 34th	West	Bendamere to 456 feet north
West 34th	East	Bendamere to 463 feet north".

b) by deleting from **Section 14 (One Hour Limit)** the following item, namely:-

"West 35th	Both	Bendamere to southerly end".
------------	------	------------------------------

4. **Schedule 25B (Parking Time Limits)** is hereby amended by adding thereto the following sub-section, namely:-

"9. Two Hour Limit, between the hours of 7 o'clock in the forenoon and 9 o'clock in the afternoon on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Maplewood	South	Lorne to Norway".

5. **Schedule 26 (No Parking Areas)** is hereby amended by deleting from **Section J (No Parking 7:00 a.m. to 6:00 p.m., Monday to Sunday)** the following item, namely:-

"Mount Albion	West	Kingswood to 165 feet south of Glencastle".
---------------	------	---

6. **Schedule 26A (No Parking Areas)** is hereby amended by adding to **Section A (No Parking 7:00 a.m. - 6:00 p.m., Monday to Friday)** the following item, namely:-

"Mount Albion	West	Kingswood to 165 feet south of Glencastle".
---------------	------	---

"West 35th"	Both	Bendamere to south end"

West 35th	East	West
Bendamerie to southerly end		

"Colbourne South Severn to MacNab Anytime".

"Colbourne	South	Severn to a point 94 feet east of MacNab	Anytime".
------------	-------	---	-----------

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1215 STONE CHURCH ROAD EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-13" (Prestige Industrial) District provisions, as contained in Section 17E of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding Section 17E(1)(c) of By-law No. 6593, the following accessory commercial use shall be permitted only within the existing building:

1. a penny arcade having a maximum of 14 machines.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-13" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1231.

4. Sheet No. E-59C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1231.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

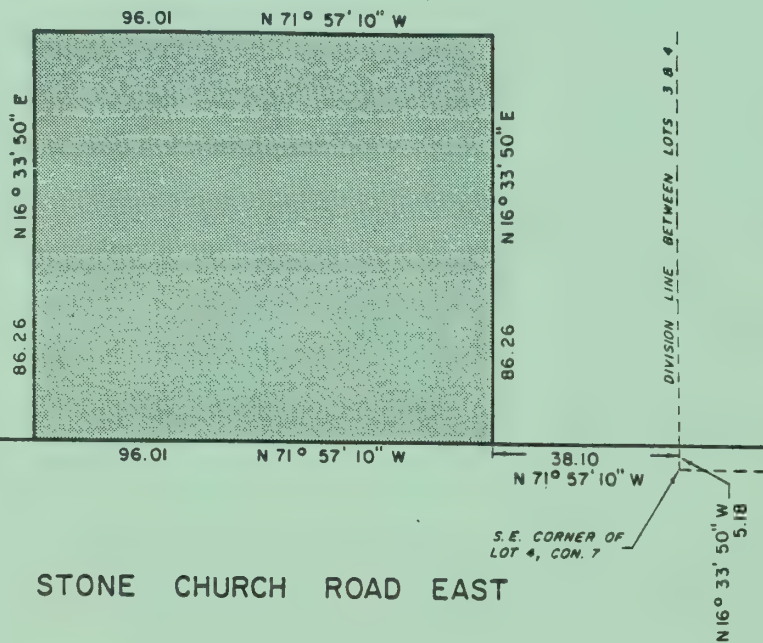
PASSED this

day of

A.D. 1991.

City Clerk

Mayor



STONE CHURCH ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 91-.....

North



Scale
NOT TO SCALE

Date
JUNE, 1991

Reference File No.
ZA 91-10

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 298 GRAYS ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 7(b) of the 4th Report of the Planning and Development Committee adopted by City Council on the 12th day of March 1991, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "RR" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding Section 14A(1) of By-law No. 6593, a multiple dwelling having not more than 9 dwelling units shall be permitted solely within the existing building provided same is attached to any commercial use(s) permitted under Section 15B(3)(b) of By-law No. 6593;
- (b) notwithstanding Section 15B(3)(b) of By-law No. 6593, a bait and tackle shop shall be permitted;
- (c) notwithstanding Section 14A of By-law No. 6593, any of the permitted commercial uses shall be located within the first storey only;
- (d) notwithstanding Section 14A of By-law No. 6593, a landscaped area of not less than 6.0 m in width and a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the entire rear lot line;
- (e) notwithstanding Section 18A(20)(b) of By-law No. 6593, one loading space not less than 3.7 m x 18.0 m shall be provided and maintained;

- (f) all residential uses shall be located completely and functionally separate from any commercial use and pedestrian access to the residential units shall be completely separate from pedestrian access to the commercial uses.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1220.

4. Sheet No. E-123 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1220.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

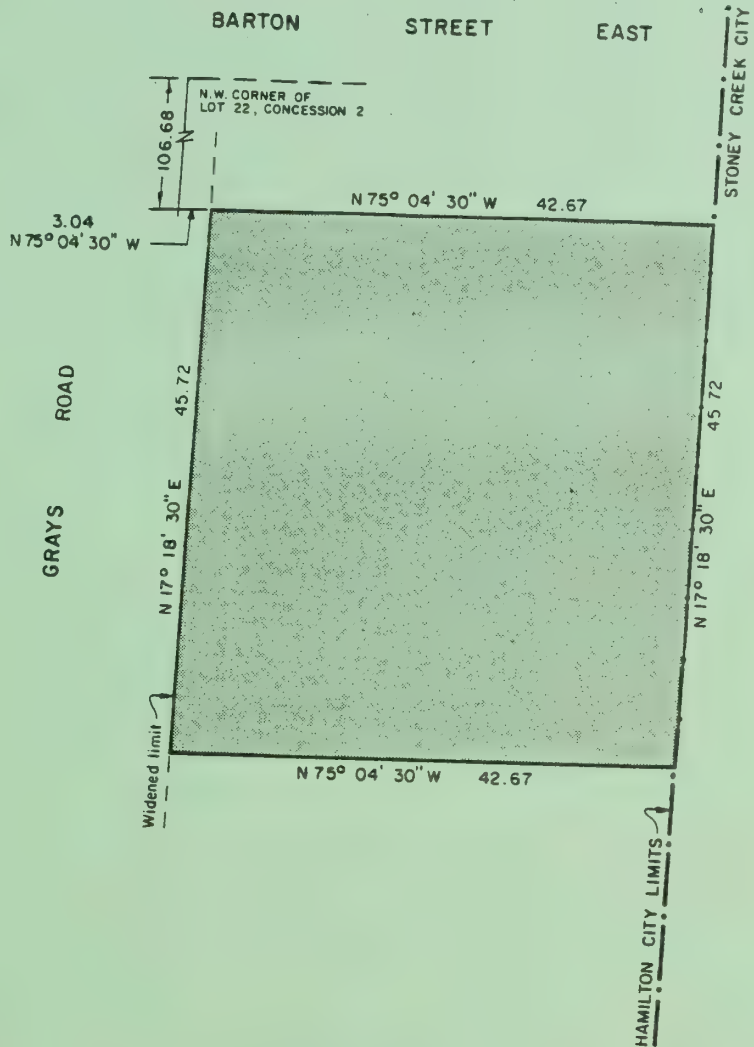
day of

A.D. 1991.

City Clerk

Mayor

(1991) 4 R.P.D.C. 7(a), March 12
Ivan Zupancic, Owner
ZA-90-90



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 91-
PASSED THE ____ DAY OF _____ 1991

Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 91-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND



Lands to be regulated by
By-Law No. 91-.....

North



Scale

NOT TO SCALE

Reference File No.
ZA 90-90

Date

MARCH 13, 1991

Drawn By
E. C.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 610 AND 612 KING STREET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS the special condition relating to this rezoning, referred to in Section 7 of the 17th Report of the Planning and Development Committee adopted by City Council on the 9th day of October 1990, has been satisfied.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,
 - (a) notwithstanding Section 14 of By-law No. 6593, a multiple dwelling containing not more than 12 dwelling units, shall be permitted within the existing building;
 - (b) the 2 dwelling units located within the basement of the existing building shall have a floor area of not less than 65 m²;
 - (c) notwithstanding TABLE 1(g) of Section 18A of By-law No. 6593, not less than 12 parking spaces shall be provided and maintained on the lot;
 - (d) Sections 18A(1)(c) and (24)(b)(i) of By-law No. 6593 shall not apply to the multiple dwelling existing at the date of the passing of this by-law.
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1.

2.
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1194.

4. Sheet No. E-13 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1194.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

day of

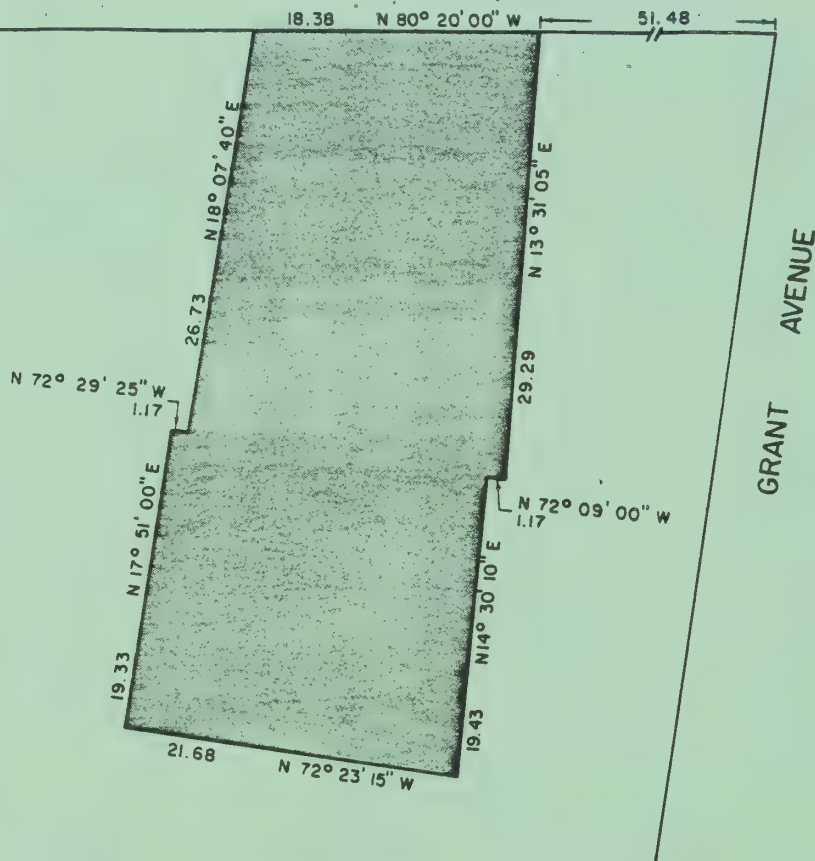
A.D. 1991.

City Clerk

Mayor

(1990) 17 R.P.D.C. 7(B), October 9
Greg McMillan and Bob Frame, Owners
Amended ZA-90-08

KING STREET EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 9 -
Passed the day of , 199 .

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 9 -

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 9 -

North



Scale
NOT TO SCALE

Date
October, 1990

Reference File No.
ZA 90-08

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 610 AND 612 KING STREET EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

133. Lands located at Municipal Nos. 610 and 612 King Street East, shown on Appendix 133 hereto annexed and forming part of this by-law.

2. Appendix 133 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this

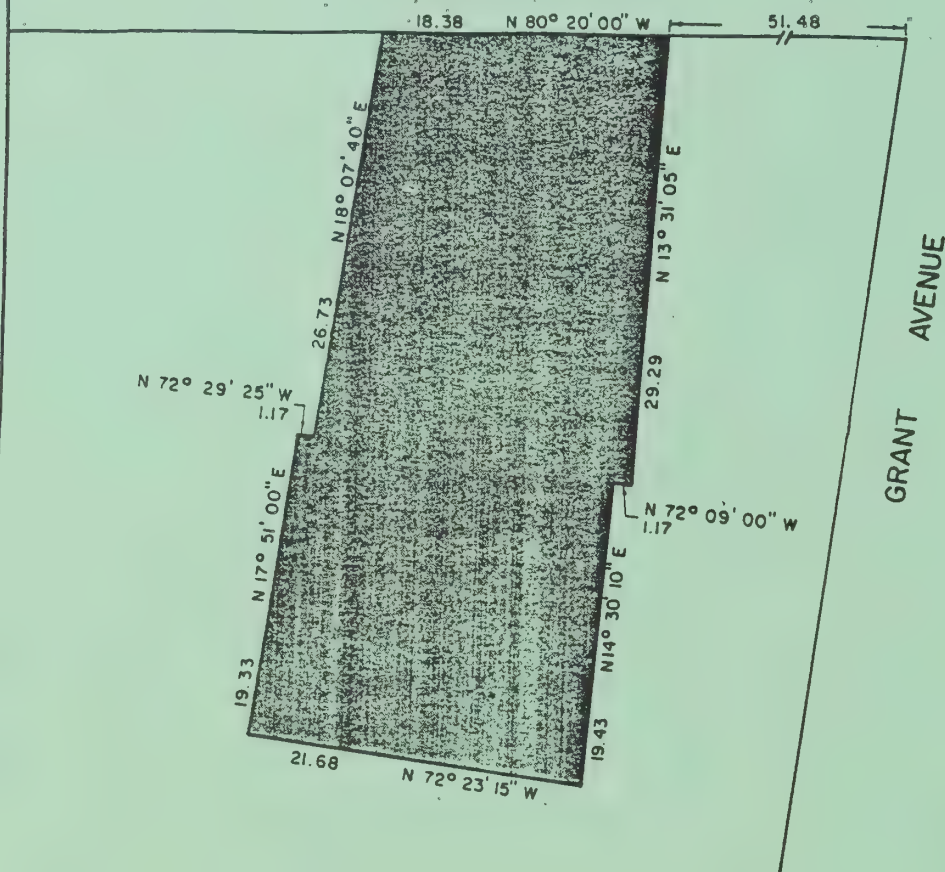
day of

A.D. 1991.

City Clerk

Mayor

KING STREET EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 9 -
Passed the day of , 199 .

Clerk

Mayor

City of Hamilton

Appendix 133 to By-Law No.79-275

as Amended by
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands Designated Under this By-Law
as an area of Site Plan Control pursuant
to Section 40 of the Planning Act.

North



Scale
NOT TO SCALE

Date
October, 1990

Reference File No.
ZA 90-08

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE EAST AND WEST SIDES OF FAIRINGTON CRESCENT
AND SOUTH OF EASTGATE COURT

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-104 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "L-r" (Planned Development - Low Density Residential) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1; and

(b) by changing from "L-mr-1" (Planned Development - Multiple Residential) District to "L-r" (Planned Development - Low Density Residential) District to "C" (Urban Protected Residential, etc.) District, the lands comprised in Blocks 2 and 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

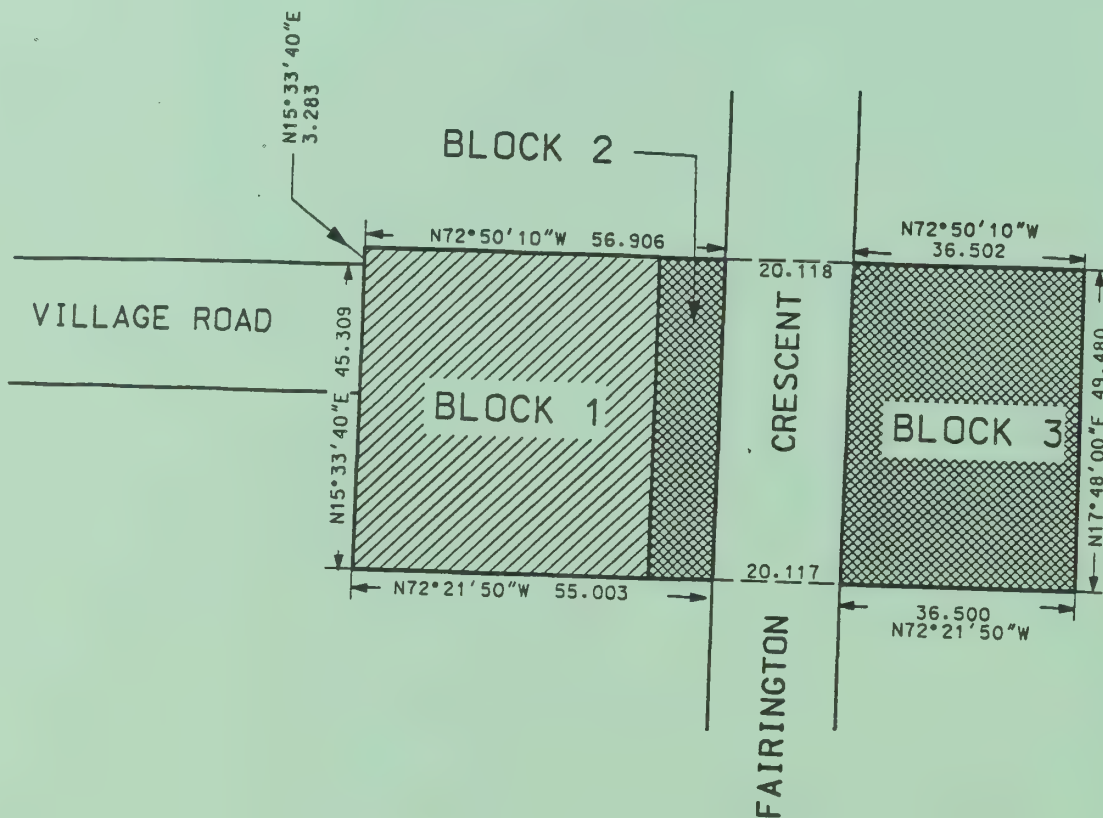
PASSED this

day of

A.D. 1991.

City Clerk

Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-____
Passed the _____ day of _____, 1991.

Clerk

Mayor

City of Hamilton
Schedule A
Map Forming Part of
By-Law No. 91-____
to Amend By-Law No. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Changes in zoning from:

BLOCK 1

"L-1" (Planned Development-Low Density Residential) District to "C" (Urban Protected Residential, etc.) District.

BLOCK 2

"L-m-1" (Planned Development-Multiple Residential) District to "C" (Urban Protected Residential, etc.) District.

North

Scale
NOT TO SCALE

Reference File No.
ZA91-30

Date
JULY, 1991

Drawn By
T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 64 EWEN ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-46 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "M-14" (Prestige Industrial) District modified, to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9(4) of By-law No. 6593, a lot width of not less than 10.0 metres shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1232.

5. Sheet No. W-46 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1232.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

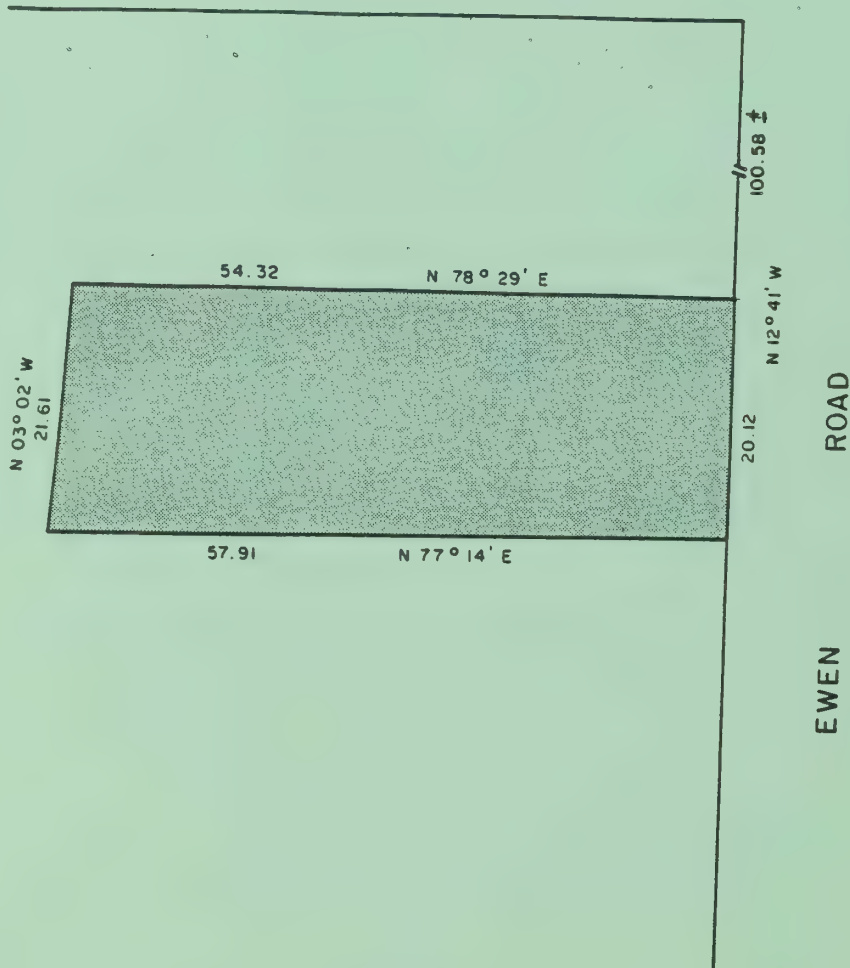
day of

A.D. 1991.

City Clerk

Mayor

OFIELD ROAD



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"M-14" (Prestige Industrial) District, Modified
to "C" (Urban Protected Residential, etc.)
District, Modified.

North



Scale
NOT TO SCALE

Date
JUNE, 1991

Reference File No.
ZA 91-22

Drawn By
L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1508, 1514 and 1530 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, the land comprised in Block 1, and
- (b) by changing from "AA" (Agricultural) District to "G-1" - 'H' (Designed Shopping Centre - Holding) District, the land comprised in Block 2, and
- (c) by changing from "C" (Urban Protected Residential, etc.) District to "G-1" - 'H' (Designed Shopping Centre - Holding) District, the lands comprised in Blocks 3 and 4, and
- (d) by changing from "AA" (Agricultural) District to "G-1" - 'H' (Designed Shopping Centre - Holding) District, the land comprised in Block 5,

the extent and boundaries of each of which Blocks 1, 2, 3, 4 and 5 are shown on a plan hereto annexed as Schedule "A".

2. The "G-1" (Designed Shopping Centre) District referred to in section 1.(b), (c) and (d) shall be subject to the special requirements that,

- (a) upon the approval of a site plan for a comprehensive development of Blocks 2, 3, 4 and 5, and
- (b) upon the site plan being registered on title of the lands,

the 'H' symbol shall be removed by amendment to this by-law, and the development of the lands referred to in section 1. (b), (c) and (d) may proceed in accordance with the "G-1" District provisions.

3. The "G-1" (Designed Shopping Centre) District and the "RT-20" (Townhouse - Maisonette) District provisions, as contained in Sections 13A and 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1. (a), (b), (c) and (d) are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 13A(4) of By-law No. 6593, a front yard of not less than 6.0 m shall be provided and maintained for the property at 1508 Upper James Street (Building Area "A" - Schedule "A");
- (b) notwithstanding Section 13A(4) of By-law No. 6593, a front yard having a depth of not less than 24 m shall be provided and maintained for property located at 1514 to 1530 Upper James Street (Building Area "B" - Schedule "A");
- (c) notwithstanding Section 13A(4) of By-law No. 6593, a northerly side yard of not less than 3.0 m shall be provided and maintained for property located at 1508 Upper James Street (Building Area "A" - Schedule "A");
- (d) notwithstanding Section 13A(4), a southerly side yard of not less than 7.62 m shall be provided and maintained for property located at 1514 and 1530 Upper James Street (Building Area "B" - Schedule "A");
- (e) a landscaped area not less than 3.0 m in width, excluding areas required for driveway accesses, shall be provided and maintained adjacent to the Upper James Street road allowance for Blocks 2, 3 and 4;
- (f) a landscaped strip not less than 6.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire westerly rear lot line of Block 5, and along that portion of the northerly side lot line of Block 5, which is distant 45.0 m from the north-westerly corner of Block 5;
- (g) a landscaped strip not less than 4.5 m in width shall be provided and maintained along that portion of the southerly side property line of Block 1 which abuts the service driveway of adjoining land to the south within the "G-1" (Designed Shopping Centre) District;
- (h) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire southerly and northerly side lot lines of Block 1.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-1" District and "RT-20" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1230.

6. Sheet No. W-9D of the District Maps is amended by marking the lands referred to in section 1. (a), (b), (c) and (d) of this by-law, S-1230.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

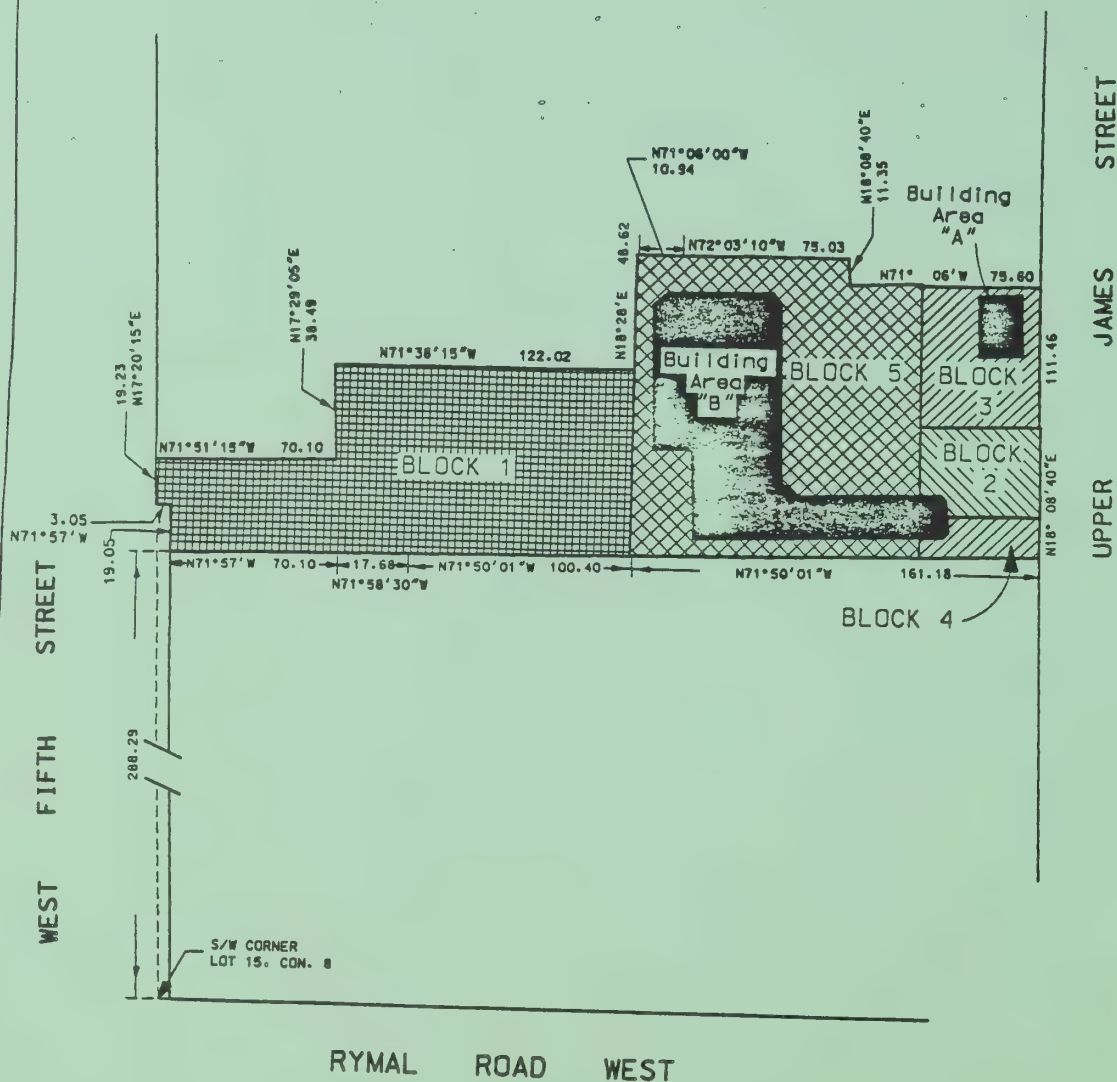
day of

A.D. 1991.

City Clerk

Mayor

(1991) 9 R.P.D.C. 15, May 28
 G. Fortino, U. Spagnuolo, S. Filice,
 M. and O. Presta, F. Carobelli,
 A. and L. Scornaienchi and
 G. Fortino, In Trust, Owners
 Amended ZA-89-22 and ZA-89-23



This is Schedule "A" to By-Law No. 91-____
Passed the _____ day of _____, 1991.






Clerk

Mayor

NOTE: All dimensions are in metres

City of Hamilton
Schedule A
Map Forming Part of
By-Law No. 91-_____
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend		
Changes in zoning from:		
	BLOCK 1	"AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District, modified.
	BLOCK 2	"AA" (Agricultural) District, modified to "G-1"-H" (Designed Shopping Centre-Holding) District, modified.
	BLOCKS 3 & 4	"C" (Urban Protected Residential, etc.) District to "G-1"-H" (Designed Shopping Centre-Holding) District, modified.
	BLOCK 5	"AA" (Agricultural) District to "G-1"-H" (Designed Shopping Centre-Holding) District, modified.
	North	
	Scale	Reference File No.
	NOT TO SCALE	ZA89-22
	Date	ZA89-23
	JUNE 1991	Drawn By
		T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 402 UPPER WENTWORTH STREET
(FORMERLY INVERNESS PUBLIC SCHOOL)

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-15 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 1; and

(b) by changing from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

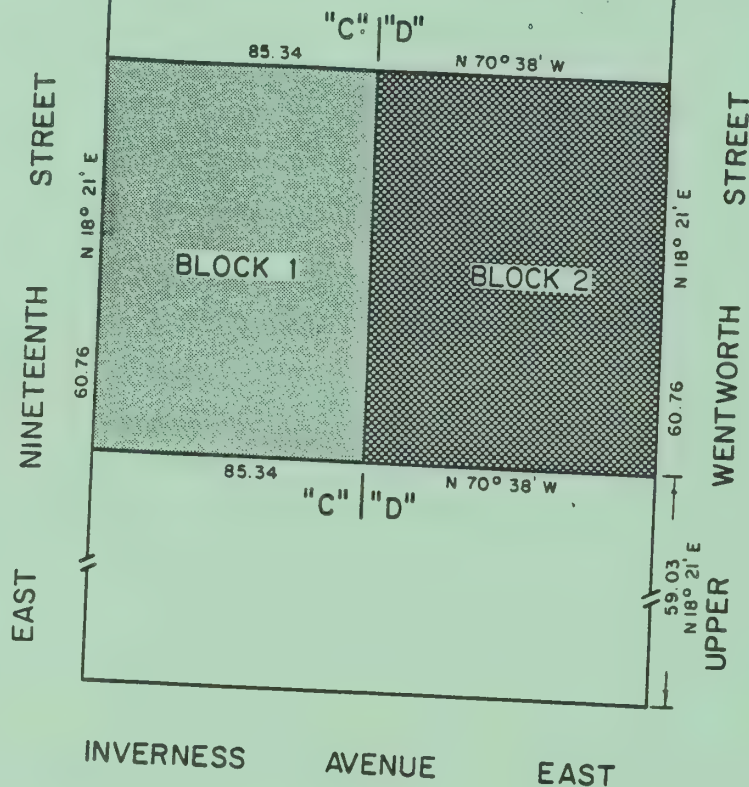
PASSED this

day of

A.D. 1991.

City Clerk

Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton
Schedule A
Map Forming Part of
By-Law No. 91-.....
to Amend By-Law No. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend		
Changes in zoning from:		
BLOCK 1	"C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District.	
BLOCK 2	"D" (Urban Protected Residential-One and Two Family Dwellings, Townhouses, etc.) District to "R-4" (Small Lot Single-Family Detached) District.	
North	Scale	Reference File No.
	NOT TO SCALE	CI 91-C
	Date	Drawn By
	JUNE, 1991	L.B.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA EAST OF LAKE AVENUE NORTH,
BETWEEN BARTON STREET EAST AND THE QUEEN ELIZABETH WAY

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-113, E-122 and E-123 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "JJ" (Restricted Light Industrial) District to "A" (Conservation, Open Space, Park and Recreation) District, the lands comprised in Blocks 1 and 2; and

(b) by changing from "KK" (Restricted Heavy Industrial) District to "A" (Conservation, Open Space, Park and Recreation) District, the lands comprised in Blocks 3, 4 and 5,

the extent and boundaries of each of which Blocks 1, 2, 3, 4 and 5 are shown on plans hereto annexed as Schedules "A" and "A-1".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

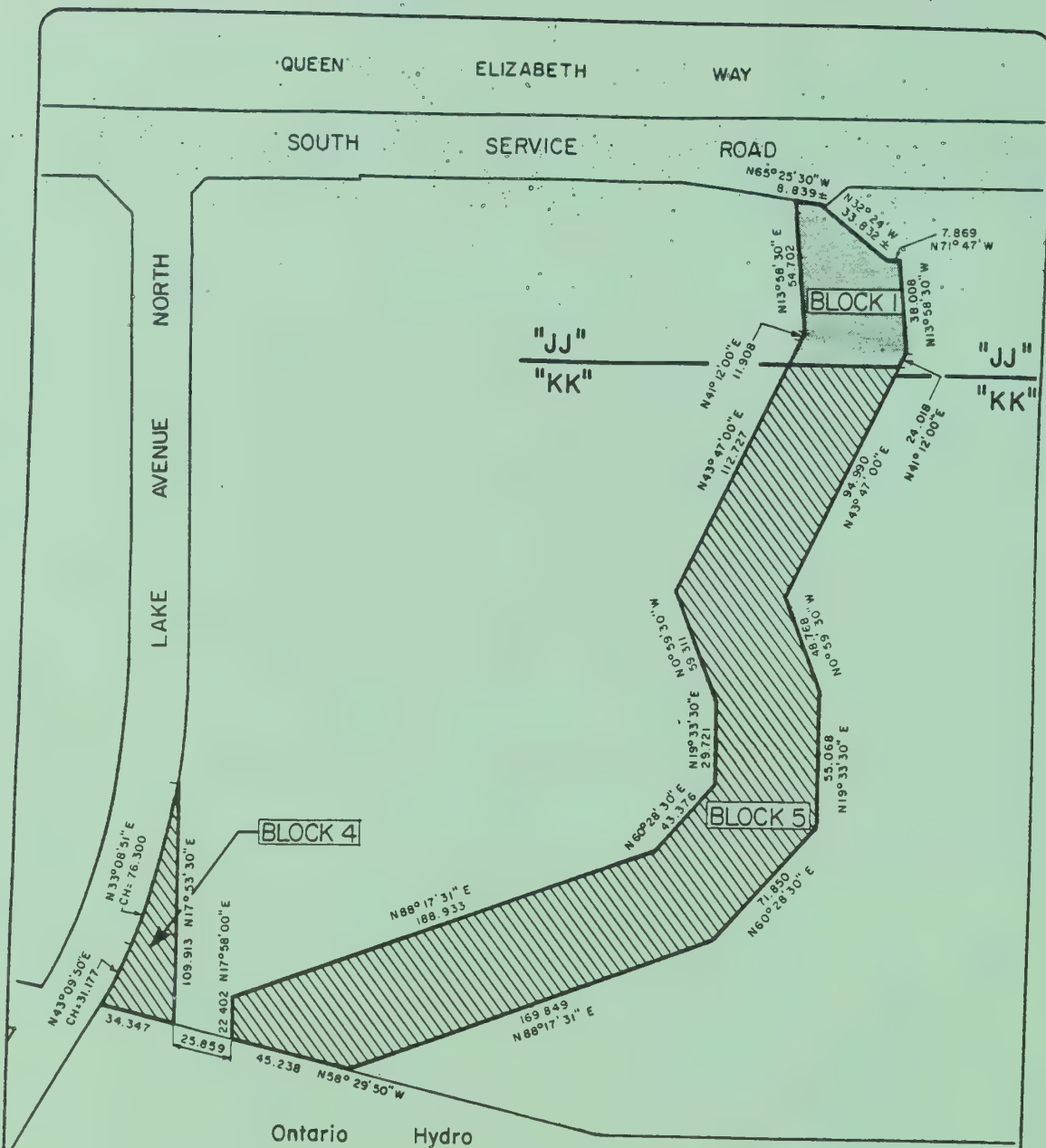
PASSED this

day of

A.D. 1991.

City Clerk

Mayor



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 91-.....
Passed the day of, 1991.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Changes in zoning from:



"JJ" (Restricted Light Industrial) District to "A"
(Conservation, Open Space, Park and Recreation) District.



"KK" (Restricted Heavy Industrial) District to "A"
(Conservation, Open Space, Park and Recreation) District.

North

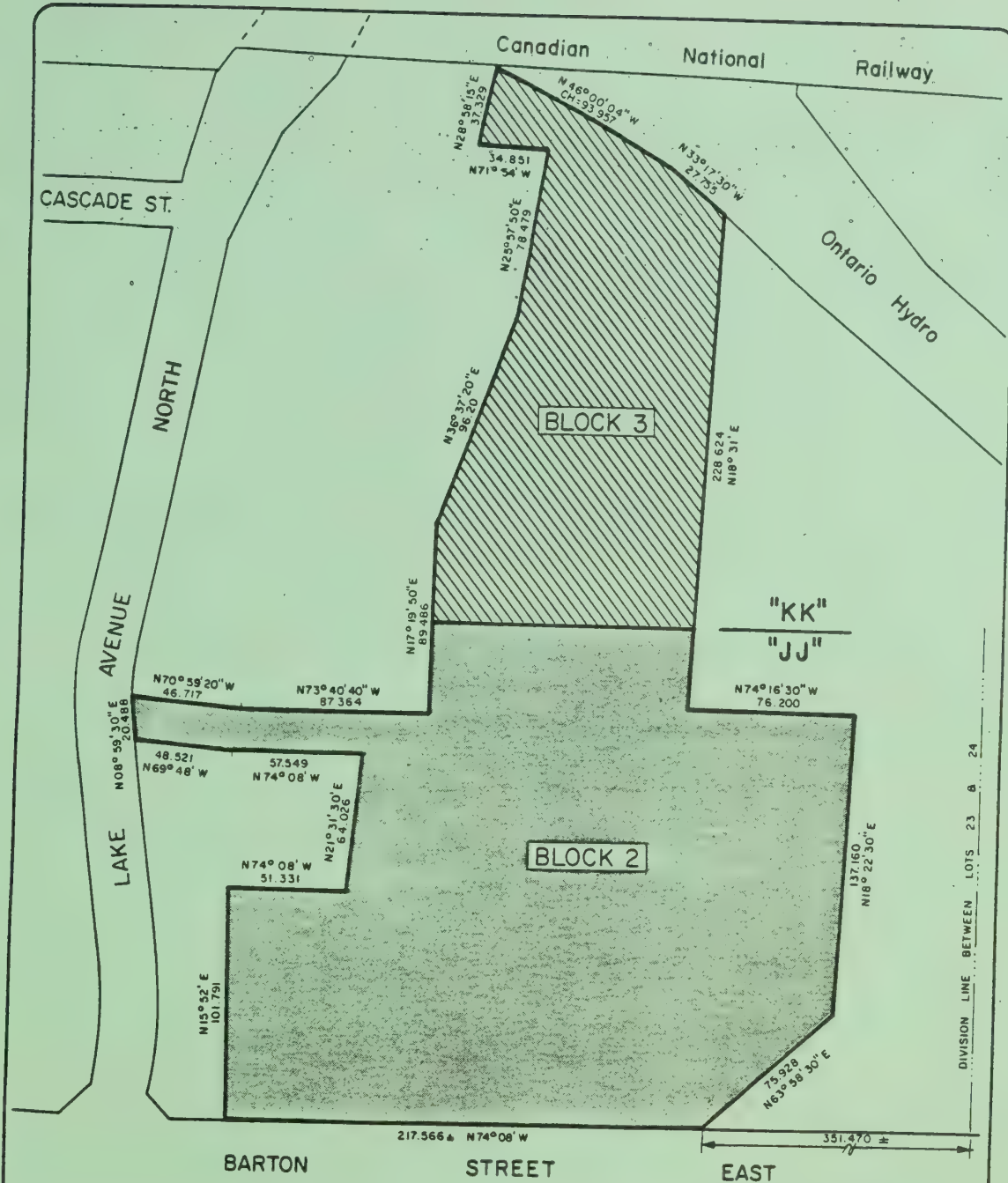


Scale
NOT TO SCALE

Date
JULY, 1991

Reference File No.
C1 89-G

Drawn By
E.C.



NOTE: All dimensions are in metres

This is Schedule "A-1" to By-Law No. 91-.....
Passed the day of, 1991.

Clerk

Mayor

City of Hamilton

Schedule A-1

Map Forming Part of
By-Law No. 91-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Changes in zoning from:



"JJ" (Restricted Light Industrial) District to "A"
(Conservation, Open Space, Park and Recreation) District.



"KK" (Restricted Heavy Industrial) District to "A"
(Conservation, Open Space, Park and Recreation) District.

North



Scale
NOT TO SCALE

Date
JULY, 1991

Reference File No.
C1 89-G

Drawn By
E.C.

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Authorize:

MAJOR MAINTENANCE TO CIVIC BUILDINGS

WHEREAS the Ontario Municipal Board by Order dated the 21st day of June 1991, (File No. E 910563), approved,

- (a) an expenditure of \$750,000.00 for the major maintenance to civic buildings and the borrowing of money by way of temporary advances not exceeding in the aggregate such sum pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$750,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the major maintenance to civic buildings may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 21st day of June 1991.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this day of A.D. 1991.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Authorize:

THE HYDRO STREET LIGHTING CONVERSION TO HIGH PRESSURE SODIUM

WHEREAS the Ontario Municipal Board by Order dated the 21st day of June 1991, (File No. E 910564), approved,

- (a) the hydro street lighting conversion to high pressure sodium at an estimated cost of \$1,102,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$700,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the hydro street lighting conversion to high pressure sodium may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 21st day of June 1991.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this day of A.D. 1991.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Replace Schedule 19, To Licensing By-law 79-323

Respecting :

BILL POSTERS AND BILL DISTRIBUTORS, ETC.

WHEREAS Paragraph 8 of Section 230(1) of the Municipal Act, R.S.O., 1980, Chapter 302, provides that by-laws may be passed to license, regulate and govern bill distributors, advertising sign painters, bulletin board painters, and sign posters;

AND WHEREAS Paragraph 76 of Section 210 of the said Municipal Act, provides that by-laws may be passed to prohibit the throwing, placing or depositing of debris or refuse on private property or on the property of the municipality or local board thereof, without the authority of the owner or occupant;

AND WHEREAS Paragraph 5 of Section 315 of the said Municipal Act, provides that by-laws may be passed to prohibit the throwing, placing or depositing of dirt, filth, glass, handbills, paper or other rubbish or refuse on any highway or bridge;

AND WHEREAS Section 160 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, provides that the council of the City of Hamilton may pass any by-law that a board of commissioners of police is authorized to pass under the Municipal Act;

AND WHEREAS it is considered desirable and expedient to amend Schedule 19 to City of Hamilton By-law 79-323, to further regulate bill distributors to prevent and reduce nuisance and litter;

AND WHEREAS the Council of the Corporation of the City of Hamilton, in adopting Item of the Report of the Finance and Administration Committee at its meeting held on the day of February 1991, directed that Schedule 19 to By-law 79-323 be repealed and replaced as hereinafter provided.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Schedule 19 to By-law 79-323 of The Corporation of the City of Hamilton, enacted on the 27th day of November, 1979, and amended by By-law No. 84-244, By-law No. 88-271, By-law No. 89-347, and By-law No. 90-338 is hereby repealed in its entirety, and the following substituted therefor;

SCHEDULE 19

To City of Hamilton By-law No. 79-323 respecting:

BILL POSTERS AND BILL DISTRIBUTORS, ETC.**PART 1 : Definitions**

1.(1) For the purposes of this Schedule, "bill" shall include a written or printed handbill, notice or advertisement, and any envelope, covering, wrapper, or container in which a bill is enclosed.

(2) In this Schedule "newspaper" shall include a printed publication in sheet or magazine form, intended for general circulation and published regularly, consisting in great part of current news of events of general interest, taking into account the date of publication and the date of distribution of the publication in respect to whether or not the news is current.

(3) In subsection 2(2) the "sale of the goods or services of the publisher" shall not include the sale of subscriptions to the publisher's newspaper.

PART 2 : Requirement for License

2.(1) No person shall carry on or engage in any of the following businesses or trades :

- (a) bill poster;
- (b) advertising sign painter;
- (c) bulletin board painter;
- (d) sign poster; or
- (e) bill distributor,

without first obtaining a licence under this Schedule entitling them to do so.

(2) A license is not required under paragraph 2(1)(e), by a person engaged in the trade or business of distributing bills, if the bills are being distributed or delivered:

(a) by mail,

(b) according to, or within materials delivered by a subscription or contract with the owner or occupier of the premises at which the bills are delivered,

(c) in newspapers delivered free of charge to the owner or occupier of the premises at which delivery is made, where the main purpose for distribution of the paper is not to advertise the sale of the goods or services of the publisher,

(d) by or for community, political or religious groups who are soliciting membership or participation in such groups, or attendance at meetings dealing with community, political or religious issues, or

(e) by an owner or employee of a business distributing the business's own bills,

and except for section 3, this Schedule does not apply to such distributions and deliveries.

(3) An employee of a person licensed under paragraphs 2(1)(a) through (e) is not required to be licensed under this Schedule for the purposes of such employment.

(4) A license for the distribution of bills issued under this Schedule is not authority to enter upon or commit a trespass against any property without the consent of the owner or occupier thereof.

PART 3 : Miscellaneous Prohibitions

3. No person shall post, distribute, or cause or permit the posting or distribution of any poster, picture or handbill that is indecent or that tends to corrupt morals.

4. No person, required under the provisions of this Schedule to be licensed, shall distribute, or cause or permit to be distributed, any poster, picture, bill, printed matter or other paper whether printed or not, by having the same:

- (1) handed to any person in any highway or other public place;
- (2) deposited in or on any motor vehicle;
- (3) deposited on any lawn, driveway, lane, walkway, or other such place; or
- (4) deposited on any highway, bridge, alley, park or other public place;

and every such person shall be responsible for any such non-compliance by any of their employees, servants or agents in the course of such employment or agency.

PART 4 : Regulation of Bill Distribution

5. No person, required under the provisions of this Schedule to be licensed as a bill distributor, shall distribute bills, or cause or permit the distribution of bills, contrary to the following regulations :

(1) Persons distributing bills to private property shall use only the existing driveway or walkways of the property at which the deliveries are being made;

(2) Where the delivery of bills to private property is permitted, such deliveries shall be made so that :

(a) Subject to subsection (3), the bills shall be placed inside the mail box or mail slot, where a mail box or slot exists, and the box or slot shall be closed so that the bills are not visible from outside such box or slot,

(b) Also subject to subsection (3), where no mail box or slot exists, bills must be securely affixed to the property in a place and manner near an entrance door, so as not likely to be displaced by wind, exposed to rain or snow, or to view from the highway, or other public place, or

(c) Where paragraphs (a) or (b) apply, but the provisions thereof cannot be fully complied with, then no bills shall be left at or on the property, without the consent of the owner or occupant thereof;

(3) No distribution of bills shall be made to private property without the consent of the owner thereof, where the property displays, visible from a highway, lane, driveway, walkway, verandah, porch, step or other such approach to a doorway:

(a) a **"NO HANDBILLS"** sign in Form 1, as set out in Appendix "A" hereto annexed, which appendix is included in, and forms a part of this Schedule, or

(b) any other sign indicating the owner or occupier of the property prohibits such deliveries;

(4) Subject to sub-section (5), the name and telephone number of the licensed bill distributor, shall be legible and visible from the back of persons distributing bills for the licensee, by having the same in characters at least 5 centimetres in height on a contrasting background, printed on a vest, coat, delivery bag, carrying cart, or other equivalent means of display carried on or about the person making deliveries;

(5) The requirements of sub-section (4) do not apply where the licensed bill distributor has legibly printed on the bills delivered, or the envelope, covering, wrapper, or container in which the bills are delivered, in characters at least 1.2 centimetres tall, the name of the licensed bill distributor, their telephone number and mailing address;

(6) No other sign or display shall be carried by persons distributing bills, which would tend to confuse or mislead an observer as to the identity and telephone number of the licensed bill distributor required to be displayed by subsection (4);

and every such bill distributor shall be responsible for any such non-compliance by any of their employees, servants or agents in the course of such employment or agency.

6. For the purposes of subsections 5(4) and 5(5), the name, telephone number, and mailing address of a licensed bill distributor shall be deemed to be the same as the information supplied with the application to the Corporation of the City of Hamilton for the license, unless the bill distributor delivers to the Licensing Department of the said City, at least five days prior to use of the name, address, or telephone number, a written request setting out the name, address and telephone number supplied with the application and any changes requested to such information, along with the license number of bill distributor.

PART 5 : License Fees

7. The amount of the licence fee for a licence granted under this Schedule shall be as follows :

(1) Bill distributor.....\$100.00;

(2) Bill Poster, Advertising Sign Painter, Bulletin Board Painter, Sign Poster.....\$605.00.

2. Appendix "A" hereto annexed is included in, and forms a part of Schedule 19 as enacted by this by-law.

3. This by-law comes into force and effect on the date of its passing and enactment.

PASSED this day of A.D. 1991.

City Clerk

Mayor

(1991)

APPENDIX "A"

To Schedule 19 of By-law 79-323, as amended.

FORM 1

"NO HANDBILLS" SIGN



The Corporation of the City of Hamilton

BY-LAW NO. 91-

To Authorize:

RENOVATION AND RETROFIT OF THE HUNTINGTON PARK RECREATION CENTRE

WHEREAS the Ontario Municipal Board by Order dated the 11th day of July 1991, (File No. E 910675), approved,

- (a) the renovation and retrofit of the Huntington Park Recreation Centre at an estimated cost of \$3,200,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$3,200,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the renovation and retrofit of the Huntington Park Recreation Centre may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 11th day of July 1991.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this day of A.D. 1991.

City Clerk

Mayor

(1991) 1 R.F.A.C. 41, January 29

BY-LAW NO. 91 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF JULY A.D., 1991.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of A.D. 1991

CITY CLERK

MAYOR

ACCOPRESS®

25070	YELLOW
25071	BLACK
25072	LIGHT BLUE
25073	DARK BLUE
25074	LIGHT GRAY
25075	LIGHT GREEN
25076	DARK GREEN
25077	TANGERINE
25078	RED
25079	EXECUTIVE RED

WITH WATER RESISTANT

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